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CITY COUNCIL MEETING NO. 13

Local Govt.

The Regular Meeting of City Council Will be Held in the Council Chamber on TUESDAY, June 15, 1971, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(58) From the Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to April 30, 1971.

(Note: Copy of statement distributed to each member of Council)

(59) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to March, 1971, inclusive:

		1970 Jan.-Mar.		1971 Jan.-Mar.
REVENUE:		$119,178.		$145,440.
EXPENDITURES:				
Total Operating Expenses:		$190,174.		$202,828.
Less Revenue:	(-)	119,178.	(-)	145,440.
Net Operating Deficit:		$ 70,996.		$ 57,388.
Plus: Pro-Rated Debenture Charges	(+)	24,194.	(+)	24,525.
Total Deficit for Period:		$ 95,190.		$ 81,913.

(60) From Kingston Day Care Incorporated, two copies of their Audit Report for the year ended December 31, 1970.

(61) Proposed programme of Kingston Tercentenary Committee for 1973.

(62) Brochure *Hockey's Home* prepared by the International Hockey Hall of Fame.

(63) From the Ontario Water Resources Commission, copy of a report on "Deicing Salt as a Source of Water Pollution".

(To be Referred to the Public Works Committee)

(64) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to April, 1971, inclusive:

		1970 Jan.-Apr.		1971 Jan.-Apr.
REVENUE:		$165,707.		$188,809.
EXPENDITURES:				
Total Operating Expenses:		$260,647.		$272,942.
Less Revenue:	(-)	165,707.	(-)	188,809.
Net Operating Deficit:		$ 94,940.		$ 84,133.
Plus: Pro-Rated Debenture Charges:	(+)	32,258.	(+)	32,700.
Total Deficit for Period:		$127,198.		$116,833.

(65) Copy of *"Minutes of the Frontenac County Board of Education, 1969"*.

(66) Copy of *"Remarks by the Honourable Robert Andras, Federal Minister Responsible for Housing"* regarding *"Conference on Cities, Indianapolis, Indiana"*.

MINUTES

That the minutes of City Council Meeting No. 12, held May 25, 1971, be adopted as printed.

COMMUNICATIONS

To be Filed:

(247) From The Hon. C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's resolution regarding an amendment to The Day Care Act. (R.55(1)71).

(248) From Kingston and District Cerebral Palsy Council, expressing their sincere thanks and appreciation to Council for their grant in the amount of $750.00 for the year 1971.

(249) From The Muscular Dystrophy Association of Canada, thanking Council for their grant in the amount of $100.00 for the year 1971.

(250) From The Hon. Allan F. Lawrence, Minister of Justice and Attorney General, acknowledging receipt of Council's resolution regarding the Police Budget. (R.60(2)71).

(251) From the Municipal Roads Branch, Department of Transportation and Communications, stating that a subsidy allocation based on By-Law No. 6936, "A By-Law to Provide for the 1971 Expenditures on Roads or Streets in the City of Kingston in the County of Frontenac" and supporting statement of expenditures has been authorized in the following amounts:

$213,000.	for Construction
$260,000.	for Maintenance
$473,000.	Total

(252) From The Girls Nautical Cadets, thanking Council for their grant in the amount of $300.00 for the year 1971.

(253) From Mr. C. J. Keller, on behalf of the Honourable E. J. Benson, Minister of Finance, acknowledging receipt of letter with respect to the Housing Survey in Kingston, and notifying that he has requested the Honourable Robert Andras that consideration be given to reinstating the application of the University at an early date.

To be Referred to the Parks, Recreation and Property Committee:

(254) From The Association of Women Electors of Kingston Area, regarding the installation of barbecue pits in City Parks, and suggesting that placing these pits in City Park would increase problems of noise, sanitation, policing and smoke in this area, and that they feel the money might be better spent increasing the tree planting program throughout the City. However, if barbecue pits are desired, they suggest that they might be placed in Macdonald Park with fewer problems.

(255) From The Association of Women Electors of Kingston Area, supporting the Le Moines to Kingston Mills Committee proposal regarding the use of the property at 440 King Street West, and asking that an architectural firm with competence in designing community buildings be retained to see that the principles and exciting concepts advanced by the Parks, Recreation and Property Committee can be carried out most effectively and creatively.

Which Has Been Referred to the Parks, Recreation and Property Committee:

(256) From the Lemoines Point to Kingston Mills Waterfront Committee, regarding use of the former C.P.R. Station, and suggesting that, when space becomes available in the Market Square Wing of City Hall, the offices presently in this building be transferred, and the space thus made available in the station building could be used for year-round provision of food, drink, and toilet needs to tourists and citizens alike.

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee and to the Housing Sub-Committee:

(257) From Ontario Housing Corporation, "Proposal Call for the Development of 150 Family Housing Units of 'Ontario Housing' in the City of Kingston, Ontario, Addendum #2", and advising that the closing date for receipt of proposals has been extended to 2:00 p.m. E.D.S.T., Wednesday, June 23, 1971.

Which Has Been Referred to the Fire, Legislation and Housing Committee and to be Referred to the Finance and Accounts Committee:

(258) Copy of letter from Mr. J. B. Sampson to the Ontario Municipal Board, regarding Crestview II Subdivision, and requesting that an early date be set for a Hearing.

Which Has Been Referred to the City of Kingston Planning Board:

(259) From the Department of Municipal Affairs, enclosing a copy of the proposed official plan for the Pittsburgh Planning Area for comments.

To be Referred to the Public Works Committee:

(260) From the Public Utilities Commission, advising that since the subdivider for Marker Acres Subdivision No. I has complied with all their requirements, they do not require the renewal of Subdivision Bond No. 889487.

(261) From Ontario Good Roads Association, copy of reply from the Minister of the Department of Transportation and Communications in reply to submission of the Resolution sponsored by the City of Niagara Falls and adopted at the 1971 Ontario Good Roads Association Convention, regarding revision of policy in connection with cost of relocating sewermains and watermains on Provincial highways.

To be Referred to the City of Kingston Planning Board and to the Finance and Accounts Committee:

(262) From Mr. Peter J. Radley, Barrister & Solicitor, regarding the position of the Corporation of the City of Kingston in relation to the Headway project on Weller Avenue, and advising that he has been instructed by Headway Corporation Limited to notify the Ontario Municipal Board of their desire to convene in Kingston for a Hearing in this matter.

To be Referred to the Finance and Accounts Committee:

(263) From the Canadian Transport Commission, acknowledging receipt of letter from the Deputy City Clerk regarding a possible increase in Bell Canada rates for Kingston, and advising that since the Commission does not deal with matters of this kind ex parte, a copy of the letter and of their reply has been forwarded to Mr. J. A. Coombs, Vice-President (Regulatory Matters) of Bell Canada at Montreal, Quebec, and that Mr. Coombs has been directed to file his complete submissions, sending copy thereof concurrently to the City for their consideration and reply.

(264) From Mr. R. J. Kennedy, Vice-Principal (Administration), Queen's University, concerning the payment of taxes on the University's property at 47 Wellington Street when a student residence apartment building is erected thereon, and advising that circumstances distinctly separate from the question of payment of taxes have led the University to decide not to proceed with the issuing of a Proposal Call Document in conjunction with the Ontario Student Housing Corporation and to retain the existing building on the site. If new plans are developed for the site, however, the University will advise the City through the City-University Liaison Committee.

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(265)From the Township of Chinguacousy, requesting that their following resolution be endorsed:

> *"That the Council of the Township of Chinguacousy request the Attorney General of the Province of Ontario to amend The Police Act, R.S.O. 1960, Chapter 298, in Section 7 (2) regarding board composition to read as follows:*
>
> *'The Board, except as provided in Subsection 3, shall consist of a) the Head of the Council; b) a Judge of any County or District Court designated by the Lieutenant Governor in Council; and c) such persons as the Lieutenant Governor in Council designates from a list of persons supplied by the Municipal Council of the Municipality.'*
>
> *Should an appointed official under Clauses a, b, or c above absent himself from any regular meeting of the Board without being authorized so to do by a resolution of the Board entered upon its minutes, then that person may be replaced in accordance with the original appointment procedures except in the case of a) the Council may designate an alternative appointee from the Council."*

(266)From the Regional Municipality of Niagara, requesting that their following resolution be endorsed:

> *"WHEREAS Part VI of The National Housing Act, 1954, authorizes Central Mortgage and Housing Corporation to make loans for the purpose of assisting municipalities in the construction or expansion of sewage treatment projects;*
>
> *WHEREAS under the said Act the amount of any such loan must not exceed two-thirds of the cost of the project as determined by Central Mortgage and Housing Corporation;*
>
> *WHEREAS the said Act further authorizes Central Mortgage and Housing Corporation to forgive payment by the municipality of twenty-five percent of the amount of the loan or the portion thereof specified by the said Act;*
>
> *WHEREAS Ontario Water Resources Commission has recently advised the Regional Municipality of Niagara that, by December 31st, 1973, all sewage treatment plants discharging into Lake Erie, and, by December 31st, 1975, all sewage treatment plants discharging into Lake Ontario must make provision for an operation of phosphorus removal;*
>
> *WHEREAS this municipality and many other municipalities are already faced with the heavy expenditure of constructing new treatment facilities or expanding and improving existing sewage treatment plants, to provide for secondary treatment;*
>
> *AND WHEREAS the control of pollution entering the Great Lakes System is a matter of the utmost importance to the people of Canada as well as the people of Ontario;*
>
> *THEREFORE the Council of The Regional Municipality of Niagara earnestly petitions the Minister of Energy, Mines and Resources for the Government of Canada and the Minister of Energy and Resources Management for the Province of Ontario to collaborate in a joint plan to obtain Federal and Provincial legislation which would provide for a total subsidy of at least fifty percent of the cost of providing secondary treatment and nutrient removal facilities where required in pollution control plants."*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(267) From Smith, Megginson & Thorne, Solicitors for Mr. D. L. Almas, regarding proposed annexation of land in the Township of Kingston, and stating that they incorrectly described their client's land as being Lots 16 and 17, whereas this should be Lots 17 and 18. Lot 16 is the cemetary.

(268) From the City of Sarnia, requesting that their following resolution be endorsed:

> *WHEREAS a number of municipalities with the financial assistance and encouragement from the Federal and Provincial Governments, have carried out Urban Renewal studies and scheme studies preparatory to scheme implementations;*
>
> *AND WHEREAS in 1969 the Federal Government froze all funds for any Urban Renewal studies and schemes with the intention of carrying out certain studies;*
>
> *AND WHEREAS to date no action has been taken to reactivate this programme;*
>
> *AND WHEREAS the decay in the older parts of our cities with all its attendant social and economic implications continues unabated;*
>
> *AND WHEREAS municipalities plagued by a lack of funds are unable to undertake this responsibility on their own;*
>
> *NOW THEREFORE BE IT RESOLVED that the Government of Ontario be urged to consider:*
>
> *(a) petitioning the Federal Government with a view to have it reinstitute the 50% subsidy for approved urban renewal schemes;*
>
> *(b) in the event the Federal Government declines to re-introduce its participation, the Province to thenincrease its previous rate of financial assistance from 25 to 50% with the municipalities increasing their share in a like amount.*

(269) From the City of Sarnia, requesting that their following resolution be endorsed:

> *WHEREAS under existing legislation, the Ontario Water Resources Commission has authority to take over municipal water supply systems, and to fix rates for the supply of that water;*
>
> *AND WHEREAS municipalities have no other recourse but to make representation to the O.W.R.C. at a public meeting called and conducted by that body to decide whether it or the municipality should be the supplier of water and to make a determination of the rates to be charged;*
>
> *AND WHEREAS it is open to question whether the O.W.R.C. can be completely objective when it sits in judgment on matters in which it has an interest;*
>
> *AND WHEREAS municipalities are confined to written submissions when appealing a decision from the Ontario Water Resources Commission to the Lieutenant Governor in Council;*
>
> *AND WHEREAS it is only just and fair that municipalities be given an opportunity to be heard by a competent and impartial body before being placed in the position of deciding on an appeal of last resort to the Cabinet;*
>
> *THEREFORE BE IT RESOLVED that the Prime Minister of Ontario be petitioned to consider charging the Ontario Municipal Board or some other competent and impartial body to conduct hearings with respect to any proposed takeover or rate setting by the O.W.R.C.*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(270) From the City of Sarnia, requesting that their following resolution be endorsed:

> *WHEREAS municipal transit systems are in many cases, being subsidized on an increasing scale by municipalities;*
>
> *AND WHEREAS passenger fares have been steadily increasing;*
>
> *AND WHEREAS in spite of the municipal financial assistance and increased fares, acceptable standards of service can, in many cases, not adequately be met;*
>
> *AND WHEREAS it is essential that medium and large size municipalities have some form of public transportation;*
>
> *AND WHEREAS it seems unreasonable to place an excessive burden of municipal subsidy on real property owners;*
>
> *AND WHEREAS the Province is subsidizing a form of inter-urban transit system;*
>
> *THEREFORE BE IT RESOLVED that the Government of Ontario be petitioned to take immediate and concrete steps to alleviate the problems of the cities by introducing a municipal transit subsidy programme with such to be effective no later than January 1, 1972, and with any subsidy to be based on population served and be payable to the municipal Corporation.*

(271) From the City of Sarnia, requesting that their following resolution be endorsed:

> *WHEREAS the Province, through the Ontario Water Resources Commission, is imposing higher degrees of sewage treatment on municipalities;*
>
> *AND WHEREAS this action, although admittedly desirable, is likely to impose an undue burden on municipalities whose main source of income is from real property taxation;*
>
> *AND WHEREAS, in our opinion, the Province's responsibility with respect to improving the quality of our environment, goes beyond the mere issuance of edicts;*
>
> *NOW THEREFORE BE IT RESOLVED that the Government of Ontario be urged to consider:*
>
> *(a) Petitioning the Federal Government for increased financial assistance to municipalities in the construction of sewage treatment plants and trunk sewers.*
>
> *(b) The Province to match any Federal subsidy towards these works with a total subsidy from the two senior levels of government to be no less than 50% of the total cost.*
>
> *(c) The Province to pay 50% of the operating cost of municipal treatment facilities that include a phosphorus removal programme.*
>
> *(d) The municipalities who carry out their own sewage works to be entitled to a subsidy at least equal to what would be granted by the Province for works undertaken by the O.W.R.C. on behalf of a municipality.*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(272) From the City of Sarnia, requesting that their following resolution be endorsed:

WHEREAS the Ontario Association of Mayors and Reeves and the Ontario Municipal Association at the urging of many municipalities have made representation to the Cabinet asking it to review existing compulsory arbitration legislation as it affects Fire and Police personnel;

AND WHEREAS municipalities were moved to this position as a result of chief arbitrators, who, because of a lack of terms of reference made decisions which had the effect of granting clearly excessive salary increases;

AND WHEREAS the Government has verbally acknowledged the problem but has so far failed to act;

AND WHEREAS practical solutions to the problems have been advanced to the Government by way of a detailed brief prepared and presented on behalf of the Ontario Municipal Association;

AND WHEREAS the problem today is still as acute as it was several months ago;

THEREFORE BE IT RESOLVED that the Government be urged to take immediate steps which will provide for the appointment of one or more competent arbitrators to act as chairman of Boards of Arbitration together with the provision of the necessary research staff, and that the following criteria be set out in the appropriate legislation as a guide to Boards of Arbitration in making salary considerations:

(a) The needs of the local government service for qualified employees;

(b) The conditions of employment in similar occupations outside the service, including such geographic, industrial or other variations as the board may consider relevant;

(c) The need to maintain appropriate relationships in the conditions of employment as between classifications in the service;

(d) The need to establish terms and conditions of employment that are fair and reasonable in relation to the qualifications required, the work performed, the responsibility assumed and the nature of the services rendered; and

(e) Any other factor that to it appears to be relevant to the matter in dispute.

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(273) From the City of Sarnia, requesting that their following resolution be endorsed:

> *WHEREAS real property taxes are forever increasing and have, in the opinion of many, reached a saturation point;*
>
> *AND WHEREAS real property assessments do not necessarily reflect ability to pay;*
>
> *AND WHEREAS municipalities are faced with a multiplicity of expensive real property unrelated, but people-type services such as Education, Health and Welfare;*
>
> *AND WHEREAS the Province lays down the rules and regulations under which these functions are to be carried out while the municipalities are merely permitted to make their annual, if rather substantial, financial contributions;*
>
> *AND WHEREAS in the event municipalities are to meet their obligations, they should either have access to additional financial resources or be relieved of any financial responsibility in connection with such Province-wide programmes as Education, Health and Welfare;*
>
> *THEREFORE BE IT RESOLVED that the Government of Ontario be petitioned to consider the following:*
>
> *(a) That the Province, in consultation with municipal representatives, undertake an examination of the services which are presently being provided at the local level and which are substantially subject to Provincial regulation; this with a view to determine whether any of the services so examined should continue to be a municipal responsibility, and if so, to what extent, if any, Provincial subsidies towards such services should be increased.*
>
> *(b) In line with the recommendations of the Committee on Taxation, Provincially owned or occupied property, hospitals, and other properties that are presently exempt from real property taxation, but which require municipal services of any kind, should become taxable and their exempt status ended.*
>
> *(c) The Province to examine the feasibility of returning to the municipality a portion of the income tax paid by its residents. In making this suggestion for the return of a small portion of the income tax paid by local residents, this City does not in any way wish to take issue with the philosophy that income tax should largely be used as a means of redistributing wealth in this Province and indeed throughout this country by way of providing various needed services. If we were granted a portion of the income tax, municipalities would be able to either increase services and/or reduce the level of real property taxation. In seeking the return of a portion of the income tax generated through the labours of its local residents, the community is merely looking for some reward, in however small a measure, for the collective labours of its people. We submit that our proposal is not dissimilar to the Provincial proposition that the Federal Government should return to it a greater share of Provincially-produced wealth. We are merely seeking a small share.*
>
> *(d) As an alternative to the suggestion made in paragraph (c) above or in addition thereto, we suggest that the Province consider a substantial increase in its unconditional grants as a means of financially assisting municipalities to a greater degree than is the case now.*

PETITIONS

(1) Presented by Mr. J. S. Taylor of Limestone Auto Body on May 26, 1971, having 32 signatures and stating as follows:

> *"We the undersigned being property owners on or adjacent to Hickson Avenue do hereby make petition for the opening of a road being the extension of Hagerman Avenue, South from Hickson Avenue along the existing right-of-way described in the City of Kingston property rolls as Abandoned Right of Way Kingston and Pembroke Railway."*

(Which Has Been Referred to the Public Works Committee)

REPORTS

REPORT NO. 61

To the Mayor and Members of Council Kingston, June 8, 1971

The Traffic and Streets Committee reports and recommends as follows:

1. That by-laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

   (a) that the 44 foot long "Courtesy Pick Up Zone" on the north side of Princess Street just west of Bagot Street be removed since the zone is no longer required for picking up shoppers from Loblaws;

   (b) that the 26 foot long loading zone on the north side of Princess Street 79 feet west of Bagot Street be relocated to 35 feet west of Bagot Street westerly 32 feet;

   (c) that a parking meter with a rate of 1¢/12 minutes and time limit of 12 minutes be installed on the north side of Princess Street from 67 feet west of Bagot Street westerly 20 feet;

   (d) that parking be prohibited on the west side of Gardiner Street from Union Street northerly to the end of Gardiner Street (between the hours of a.m. and p.m.); and

   (e) that a "Yield Right-of-Way" sign be erected on Alfred Street at the right turn channelized lane for eastbound traffic entering Princess Street.

2. That a by-law be presented to Council to amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", to provide that, notwithstanding anything to the contrary contained in City by-laws, Mr. R. Abrams be permitted to pave the section of street allowance about four feet in width between the sidewalk on Brant Street and his driveway at 55 Oak Street to the end of his driveway, on condition that vehicles shall not be parked on this section of the street allowance.

3. That a by-law be presented to Council to dedicate and to name the street on the west side of Portsmouth Avenue leading to the City of Kingston Housing Limited housing project as Eldon Hall Place, since the former Warden's residence on the west side of Portsmouth Avenue was known as Eldon Hall.

4. That a by-law be presented to Council to amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", to provide, that notwithstanding anything to the contrary contained in City By-Laws, Mac Amey Motor Sales Co. Ltd. be permitted to pave the street allowances between the sidewalks and the property lines on the north side of Queen Street west of Barrie Street and on the west side of Barrie Street north of Queen Street, subject to the following conditions

   (a) that vehicles shall not be parked on these paved street allowances;

   (b) that curbs be erected by Mac Amey Motor Sales Co. Ltd. to prevent parking of vehicles on these paved street allowances; and

   (c) that these street allowances be paved with flagstones or painted to differentiate the boulevard from the asphalt paved parking area.

5. That a by-law be presented to Council to amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", to provide that notwithstanding anything to the contrary contained in City By-Laws, the owner of 290 Queen Street be permitted to pave a one foot wide strip of street allowance in front of 290 Queen Street between the property line and the sidewalk.

6. That a by-law be presented to Council to provide that notwithstanding the provisions of By-Law No. 10, "A By-Law Respecting Streets", the owner of 552 Princess Street be permitted to pave the driveway at the west side of the building to a width of 30 feet, being five feet under the width permitted in By-Law No. 10, since the distance between buildings is 30 feet.

Respectfully submitted,

(CHAIRMAN)

Public Works Report No. 62

June 7, 1971.

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the holdback, in amount of $1069.26, on Contract 70/4 with Cobourg Construction Co Ltd for reconstruction of sidewalks be released as work has been completed in accordance with plans and specifications

2. That the holdback, in amount of $16,260.22, on Contract 67/1 with Rideau Valley Contractors for construction of the Division Street Overpass, be released.

3. That the following accounts be paid -

Colt Industries (Canada) Ltd - $556.02 - sewage pump impeller
Sicard Equipment Ltd - $1436.77 - equipment repair parts

4. That the tender of W.B.Bennett Paving and Materials Ltd., in amount of $49,950.50, for reconstruction of Princess St from Macdonnell St to Regent St in accordance with plans and specifications prepared by the City Engineering Department be accepted, subject to the concurrence of the Department of Highways, being the only tender received.

5. That the tender of W.B.Bennett Paving and Materials Ltd., in amount of $6976.80, for resurfacing of the pavement on Princess St from 375' west of Division St to Alfred St., in accordance with plans and specifications prepared by the City Engineering Department be accepted, subject to the concurrence of the Department of Highways, being the lowest tender received.

6. That the tender of W.B.Bennett Paving and Materials Ltd., in amount of $297,074.66, for construction of pavements and resurfacing of pavements on the streets listed in the Information for Tenderers be accepted, subject to the concurrence of the Department of Highways, being the lowest tender received.

7. That By-law No. 181 - A By-law to provide for the collection, removal and disposal of garbage, ashes and other refuse - be amended to include the following schedule of rates for disposal of brush, demolition lumber, roofing and other inflammable materials at the City Dump effective July 1, 1971 -

half-ton truck or panel truck - $2.00
single axle truck - $5.00
tandem axle truck or larger -$10.00

8. That By-law No. 181 - A By-law to provide for the collection, removal and disposal of garbage, ashes and other refuse - be amended by adding thereto the following -

....../2

The owner, leasee or person in charge of every hotel, apartment house, tenement or building in which more than two families dwell, abide or live, or which contains more than two separate places of dwelling, abode or living shall supply proper containers for the use of each apartment or family, dwelling, abiding or living therein, and such owner, lessee or person in charge shall place all such receptacles at the point of collection at the proper times of call.

9. That since all services have been installed in the Marker Acres Subdidivision No. 1 as required under the Subdivision Agreement, the subdivision bonding be released.

10. That approval of sidewalk relocation, road widening and entrance at McArthur College, Union St., as marked on Drever and Smith, Architects, Drawing #2, Project 6601-2, under City inspection and engineering supervision for which the College will pay cost in amount of $450.00, together with issue of Cut Permit, be confirmed.

11. That the quotation of Sicard Equipment Ltd for the supply of the following equipment be accepted and that the cost be charged to the equipment noted -

Equipment	Cost	Charge to Equipment
5 straight plows for SW48 Bombardier sidewalk tractors	$1495.00	#260, #262, #265, #270, #264
3 S-1147A brackets	288.00	#270, #264, #271
3 S-1147B brackets	303.60	#260, #262, #265
Total cost	$2086.60	

Respectfully submitted,

Chairman

REPORT NO. 63

Kingston, Ontario,
June 10, 1971.

To the Mayor and Members of Council:

The Rideaucrest Home Committee reports and recommends as follows:

1. That, as recommended by the Purchasing Agent, the acceptance of tenders in part for those items as indicated in the Summary of Tender No. 71-28, being the lowest or one of the lowest tenders received for Sundry Food Supplies for Rideaucrest Home for the months of July, August and September, 1971, be approved.

   NOTE: Copy of Summary of Tender No. 71-28 forwarded to all members of Council.

Respectfully submitted,

CHAIRMAN

REPORT NO. 64

TO THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, May 27, 1971.

The City of Kingston Planning Board reports and recommends as follows:

1. That the Confederation Park and Marina be submitted as a project for consideration for a Vincent Massey Award and an entry be made.

2. WHEREAS the City of Kingston Planning Board has considered further By-Law No. 6997, "A By-Law to Amend By-Law 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Exception 3.6 acres at 440 King Street West - Zone A)"; and,

WHEREAS the Board is of the opinion that it is desirable that the amending by-law should be clarified;

THEREFORE BE IT RESOLVED that By-Law No. 6997 be amended to add as a permitted land use, "Community Centres", and that the following definition for Community Centres be added:

> " 'community centre' means a building and its appurtenant land used for activities shared in by the general public whether operated by the City or other public authority, or by some private group of persons, provided such shall not be carried on with the purpose of gain for its members; and, without restricting the generality of the foregoing, includes such activities as the arts, crafts, physical, social, charitable, recreational and educational activities and the administration of such activities;".

NOTE: For the best procedural purposes, the original by-law will be rescinded and a new by-law passed including this amendment.

3. That Council does hereby certify that By-Law No. __________ , "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Exception: 3.6 acres at 440 King St. West - Zone "A" and to Rescind By-Law No. 6997)" is in conformity with the Official Plan approved and in force in the City of Kingston and with the proposed Amendment No. 59 approved at the Council Meeting on November 23rd 1970 but not yet approved by the Minister.

4. WHEREAS Subsection 7 of Section 7 of The Municipal Amendment Act, 1970 (No. 4) which will come into force on a day to be named by the Lieutenant-Governor by his proclamation, will remove the authority for a municipality to limit the number of public garages and automobile service stations; and,

WHEREAS the City of Kingston presently has a by-law in force limiting the number of automobile service stations; and,

WHEREAS in the opinion of Planning Board it is desirable that the City retain the power to limit the number of public garages and service stations;

THEREFORE BE IT RESOLVED that it be recommended to the Minister of Municipal Affairs, that Subsection 7 of Section 7 of The Municipal Amendment Act, 1970 (No. 4) not be proclaimed by the Lieutenant-Governor.

5. WHEREAS application has been made by Ontario Housing Corporation to amend Zoning By-Law 3078 from A - Agricultural to R 3 - Residential on a 2 acre site more-or-less at the easterly end of Block "S", to allow a residential development of approximately 50 senior citizen units; and,

WHEREAS in the opinion of the Planning Board senior citizen residential development is appropriate and desirable for the site; and,

WHEREAS a Public Meeting has been held;

THERFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant which in addition to the City's standard requirements in respect to municipal services, will provide for a servicing plan for all of "Block S" satisfactory to the City Engineer, prohibit access to Bath Road, provide for fire hydrants to the Standard of Municipal Fire Protection of the Canadian Underwriters Association and provide suitable access for emergency fire vehicles.

(2) That an agreement be entered into between the City and the applicant, providing for approval by the City of a site plan for the property showing building elevations and placement, parking and circulation arrangements and landscaping, prior to the owner of the land applying for a building permit.

AND BE IT FURTHER RESOLVED that after the above mentioned conditions have been met, By-Law No. 3078, be amended to include within R3 - Residential Zone all of Block "TT", Reg. Plan 1158 and the easterly 200 feet., comprising 1.9 acres, more-or-less, of that portion of Lot 18, Con. 1 (commonly known as Block "S") where it abuts Block "L", Reg. Plan 1158.

6. That Council does hereby certify that By-Law No. ____________, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Rezone 1.9 acres Blocks "S" and "TT", Calvin Park to R3 Multiple Family), is in conformity with the Official Plan approved and in force in the City of Kingston and with the proposed amendment No. 59 approved at the Council meeting on November 23rd 1970 but not yet approved by the Minister.

7. WHEREAS Patterson Concrete Products Ltd. have made application to amend Zoning By-Law 3078 to permit a high density residential development of approximately 36 units at a density of 50 units per acre on their 0.73 acres more-or-less property at the intersection of Princess Street and Hillendale Avenue; and,

WHEREAS high density residential development at 50 units per acre is in conformity with the Official Plan approved and in force and with Official Plan Amendment No. 59 now before the Minister; and,

WHEREAS the present industrial use is clearly incompatible with the uses in the surrounding area and a well designed residential development would be an improvement to the neighbourhood; and,

WHEREAS in the opinion of Planning Board rezoning will encourage the eventual disappearance of the incompatible industrial use; and,

WHEREAS a public meeting has been held;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) The signing of a development agreement which, in addition to the City's standard requirements respecting municipal services, will provide for conformity with a grading plan satisfactory to the City Engineer and access to be restricted to the southerly portion of the Hillendale Avenue frontage.

(2) That an agreement be entered into between the City and the applicant providing for the approval by the City of a site plan for the property showing building elevations, placement, parking and circulation arrangements, landscaping and outdoor play space of 25 sq. ft. per unit, prior to the owner of the land applying for a building permit.

(3) That the land be cleared within one year.

AND BE IT FURTHER RESOLVED that Schedule A-1 of Amendment No. 59, be amended to redesignate the applicant's property from Commercial to Residential and that one reading be given to a by-law to amend By-Law 3078 through addition of a new zoning classification to be known as R-5 Residential, so that on Lots 5 and 14, Reg. Plan 360, comprising 0.73 acres more-or-less, residential high density development at not more than fifty dwelling units per acre shall be allowed. The regulations of an R-5 Residential zone shall be as follows:

"1. PERMITTED USES

Multiple family dwellings (including bachelor apartments).
Churches and church halls.

Community centres and non-commercial outdoor recreational facilities.

Accessory uses incidental solely to any of the above uses.

2. REGULATIONS

Minimum Front Yard - 25 feet.

Minimum Side Yard - on each side shall be not less than 15 feet or one-half the height of the building. The greater distance of the two shall apply.

Buildings on corner lots shall have a minimum side yard abutting a street of 25 feet.

Where a side yard abuts a one or two family residential zone there shall be a minimum side yard of 25 ft. or two-

thirds the height of the building. The greater distance of the two shall apply.

Minimum Rear Yard - of not less than 25 ft. for any building up to 5 storeys or 50 feet in height and for each additional storey 4 feet of additional rear yard.

Minimum Lot Area - (per dwelling unit) 870 sq. ft.

Maximum Lot Coverage - 15%.

Minimum Lot Width - 100 ft.

Accessory Buildings

Maximum Height - 15 ft.

Maximum lot occupancy - 10%.

No Multiple Family Dwellings Without Municipal Water and Sewer

No multiple family dwelling shall be erected on a lot unless municipal water and sewer service is available.

Off Street Parking - as per Section 20 of By-Law 3078.

A minimum of 90% of the required parking shall be underground or enclosed within the main structure.

Landscaping - A minimum of 75% of the lot area shall be reserved for landscaping purposes.

Play Space - Where housing units are allowed and there are more than 40 housing units with more than one bedroom contained in one or more apartment buildings on the property, a Play Space of at least 25 sq. ft. per housing unit shall be provided in one location. In projects of over 100 such housing units, the required space may be separated into two or more areas provided no one space is less than 2500 sq. ft.

Play Spaces shall be located in rear areas, at ends of buildings or in other suitable locations on the property which will not impair views from living rooms or front entrances, and permit easy access from the housing units without encountering traffic hazards.

3. DEFINITIONS - Lot coverage shall mean the ground floor area of the building expressed as a percentage of the lot area."

8. That a by-law be presented to Council to designate Lots 5 and 14, Reg. Plan No. 360, not to be a registered plan of subdivision for the purposes of Subsection 2 of Section 26 of the Planning Act. (Patterson Property).

9. That Council does hereby certify that By-Law No. 6806, "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Sydenham Ward Urban Renewal)" is in conformity with the Official Plan approved and in force in the City of Kingston and with the proposed Amendment No. 59 approved at the Council Meeting on November 23rd 1970 but not yet approved by the Minister.

10. WHEREAS 440 King Street West is designated as "Holding Zone" on the Official Plan the policy for which requires "that the area so designated shall not be developed until an overall and feasible plan of development has been prepared".

BE IT RESOLVED that Council respectfully be requested to refer all proposed plans for development of 440 King Street West to the Planning Board for consideration and comment.

11. That the Township of Kingston be commended on the recent purchase of Le Moine's Point.

Respectfully submitted,

REPORT NO. 65

Kingston, Ontario,
June 10, 1971.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the resolution of City Council on October 26, 1970 be reaffirmed that the City's application to Central Mortgage and Housing Corporation for a grant to conduct a comprehensive survey to be withdrawn provided that the Housing Policy Survey proposed by the Institute of Local Government is accepted by Central Mortgage and Housing Corporation.

2. That the week of June 27 until July 4, 1971, be proclaimed as "CANADA WEEK".

3. That the following resolution of Council which was approved on May 13th, 1968, be reaffirmed:

"That, as recommended by Mr. D. L. Hardtman, Q.C., City Solicitor, the Government of Ontario be requested to amend Section 469a of The Municipal Act by the addition of the following subsection:

(By-laws may be passed by the Council of every local municipality) . . .

'For leasing or licensing the air space directly above the travelled portions of highways at an elevation which in the opinion of Council will reasonably preclude interference with the use of such highway, to the middle line thereof, except highways which are extensions or connecting links of the King's Highway, within those portions of the municipality in which land may be used for commercial or industrial purposes, to the owners or occupants of adjoining property for such consideration and upon such terms as may be agreed'. "

4. That a By-Law be presented to Council to amend By-Law No. 4715, "A By-Law to Limit the Number of Automobile Service Stations Where Gasoline is Stored or Kept for Sale within the City of Kingston" to limit the number of automobile service stations to 58.

5. That the following resolution of the Town of Port Credit be endorsed:

"WHEREAS Federal property in municipalities is assessed by the Provincial Assessors and is subject to an assessment by Federal Authorities;

AND WHEREAS such assessment may not necessarily be in agreement with the assessment made by the Provincial Assessors;

AND WHEREAS such variation in the assessment as made by the Federal Authorities works a hardship on the Municipality involved where the assessment is lower than the assessment as made by the Provincial Assessors;

[illegible]

[illegible]

To the Mayor and Members of Council:

[illegible] and recommends as follows:

1. [illegible]

2. [illegible]

3. [illegible]

[illegible]

[illegible]

[illegible]

4. [illegible]

5. [illegible]

[illegible]

[illegible]

[illegible]

5. Cont'd.

> AND WHEREAS there is no appeal against the decision of the Federal Government and therefore the Municipality's democratic right of appeal is removed:
>
> NOW THEREFORE be it resolved that this matter be drawn to the attention of the Minister of Finance with a view to the municipalities being granted the right of appeal."

6. That no action be taken on the request of the Kingston and District Labour Council that City By-Laws be amended to provide that one member of the Housing Sub-Committee shall be a member of the Kingston and District Labour Council; and that the Kingston and District Labour Council be notified that, although it is not expressly specified in any City By-Laws, it has been the policy of Council to appoint a representative of labour to the Housing Sub-Committee each year, it being noted that one member of the 1971 Housing Sub-Committee is a representative of labour.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 66

To the Mayor and Members of Council Kingston, June 9, 1971

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the City of Belleville be ENDORSED:

   "WHEREAS it has been brought to the attention of this Committee that Section 1 of Bill 4 (1971), an Act to amend The Crown Witnesses Act, is in Second Reading of the Legislature; and,

   WHEREAS the enactment of Bill 4 prevents the Corporation of the City of Belleville from recovering witness fees which has partially counteracted costs for attendance of Police Officers attending Court during off-duty hours;

   NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Belleville object to this added burden to costs of the Administration of Justice of this Corporation and to other municipalities and recommend that this section of the Act be removed from Legislation."

2. That the Council of the Town of Whitby be notified of the support of the Council of the City of Kingston to a submission to the Province recommending that inmates and patients of Ontario Jails and Hospitals be included in the population figures used for the calculation of the Unconditional Per Capita Grant.

3. WHEREAS it is believed that persons elected by the taxpayers should have control of the spending of tax money;

   AND WHEREAS it is believed that a majority of the members of a Conservation Authority should be elected representatives of the people;

   THAT the following resolution of the City of St. Catharines be ENDORSED:

   "WHEREAS the Niagara Region Conservation Authority has determined that its levy for 1971 will be increased by 10¢ per capita or 20%;

   AND WHEREAS the Council of the Corporation of the City of St. Catharines is opposed to such increase;

   AND WHEREAS it appears that under the legislation as it now exists the limitation on expenditures made by the Authority is determined by it subject only to the approval of the Minister of projects undertaken, and that the municipalities involved, except to the extent of their representation on the Authority, can exercise no control over such expenditures except to the apportionment of the same relative to benefits received;

   NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the City of St. Catharines hereby petitions the Government of Ontario to undertake a review of the legislation applicable to the Conservation Authorities in the Province of Ontario with particular reference to the control of total expenditures as well as specific projects, their organizational structure and their accountability to the taxpayer."

   (Note: The Finance Committee appreciate the budget co-operation it has received from the Little Cataraqui Region Conservation Authority)

4. That the following resolution of the City of North Bay be ENDORSED:

   "That this Council cause representations to be made to the Premier of Ontario and to the Minister of Justice and Attorney General of Ontario requesting appropriate statutory amendments which would enable the said Council as the elected representatives of the citizens of the City, and as the body responsible to the said citizens for the expenditure of public funds, to have authority to employ the arbitration procedure defined in The Police Act of the Province of Ontario and the appeal procedure provided for in the same Act, which authority is presently vested in the Board of Commissioners of Police by the said Act;

   And that it be indicated in the said representations, that, as matters presently stand the Council is looked to for authorizing

4. (cont'd)

expenditures of funds which may be awarded pursuant to the Arbitration provisions of the Police Act, but apparently have no statutory authority to be represented at such proceedings or to appeal from any award pursuant thereto."

5. That an application be made to the Federal government to lease the filled lands along the northerly extensions of Ontario Street and King Street into the inner harbour, and to lease the unpatented land between these street extensions north of Lots 21-25, Original Survey of the City of Kingston, so that the rights of "free access to the shore of the Bay for all vessels, boats and persons" which was reserved in the patent of Lots 21-25 on Place d'Armes between King and Ontario Streets, dated 29 December 1864, Quebec, may be regained for the public.

6. That as recommended by the Clerk-Comptroller, the request of the City Hall Staff Association and of Local 141, C.U.P.E. that the City Hall offices be closed on July 14, 1971 at 12 Noon be granted, and that those Rideaucrest employees who can be spared without affecting the efficient operation of the Home be granted appropriate time off to attend the annual staff picnic; and further, that in the event of rain that the picnic be held on July 21, 1971.

7. WHEREAS the Ontario Housing Corporation has notified that they are anxious to participate in the provision of a Day Care Centre in the family and senior citizen unit complex at Weller Ave. and Wiley Street (Headway project);

AND WHEREAS they have requested an indication of the number of children it is anticipated will be accommodated by the Day Care Centre;

THAT the Ontario Housing Corporation be notified that accommodation for 50 children, who would be coming from the homes in the Headway project, will be required.

8. That as recommended by the Clerk-Comptroller, a by-law be presented to Council to authorize the acquisition of a 10 ft. wide easement over the property of Mrs. Gladys McKenzie, being part of Lot 2, Registered Plan 54 on the East Side of Yonge Street, South of King Street, for an outlet for the Yonge Street sewer for the sum of $300.00, in accordance with the Letter of Opinion of Mr. A. M. McCorkell, A.A.C.I., it being noted that Mrs. McKenzie has agreed to accept this sum.

9. That as requested by the Public Utilities Commission, permission be granted to the Commission to charge the sum of $24,000.00, being cost of difference between installation of 12" and 16" watermain in Phase I of Marker Acres Subdivision III, against the Water Department Special Reserve Fund, instead of issuing debentures.

10. That as recommended by the Industrial Commission, re-application for a permit from the Cataraqui Region Conservation Authority be made to place or dump fill on the Industrial Park, being parts of Lots 22, 23 and 24, Concession III, City of Kingston, in order that rock fill may be placed on the Rapp property.

11. WHEREAS the lease for the City owned cottage site with Mr. Adrian Cruji for Lot 6, Registered Plan 525, Township of Pittsburgh, expires on September 1, 1971;

AND WHEREAS Mr. Cruji has requested that consideration be given to extending his lease for a further term;

THAT a by-law be presented to Council to authorize the execution of a lease agreement with Mr. Adrian Cruji for the City owned cottage site, being Lot 6, Registered Plan 525, Township of Pittsburgh, for a period of five years, for a rental of $281.25 per year (calculated on the basis of 125' water frontage at a rate of $2.25 per foot) with payments due on July 1, 1971 and annually thereafter.

12. That as recommended by the Clerk-Comptroller, since the Department of Highways subsidy on expenditures authorized by By-Law No. 6833, "A By-Law to Authorize the Reconstruction of Certain Pavements" will be $10,000. less than originally estimated, a by-law be presented to Council to amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" to re-allocate the following 1971 Public Works Committee Capital Works Expenditures:

	From	To
LOCAL IMPROVEMENTS		
New Construction, Road Reconstruction and Paving of Gravel Roads	$10,000.	-
(Reduces total from $187,200. to $177,200.)		
GENERAL RATE PROJECTS		
Reconstruction	-	$10,000.
(Increases expenditure for 1970 By-Law #6833 from $125,000. to $135,000.)		

13. That as recommended by the Clerk-Comptroller, a by-law be presented to Council to amend By-Law No. 7006, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)" to add to the pavement reconstruction listed in Schedule "A" of By-Law No. 7006, the block on Johnson Street from Napier Street to Macdonnell Street which was originally paved under authority of By-Law No. 30 passed October 17, 1932.

No increase in the amount to be borrowed is required as this section of work was already included in the cost estimates of By-Law No. 7006.

14. That as recommended by the Public Works Committee, since the tender price for reconstructing pavements on Johnson Street, from Victoria to Nelson; Johnson Street, from Frontenac easterly 185'; and Stuart Street from Albert to University Avenue exceeds the by-law amount by $7,000., by-laws be presented to Council:

(A) to amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" to re-allocate the following 1971 Public Works Committee Capital Works expenditures:

	From	To
LOCAL IMPROVEMENTS		
Paving of Gravel Roads		
Glengarry - McMichael to Frondevco	$ 3,500.	-
(Reduce from $11,500. to $8,000.)		
GENERAL RATE		
Reconstruction	-	$ 3,500.
(Increase expenditures for 1970 By-Law #6701 from $20,000. to $23,500.)		

Note: Public Works Committee state that Glengarry Road from McMichael to Frondevco Subdivision is not a collector nor an artery, and a delay in reconstruction will not be serious.

(B) to amend By-Law No. 6701, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)" to increase the total estimated cost from $40,000. to $47,000. as follows:

	By-Law 6701	Amended By-Law
Estimated Cost:	$40,000.	$47,000.
Less D.H.O. Subsidy:	20,000.	23,500.
Net Debenture Amount:	$20,000.	$23,500.

15. That:

(A) as requested by the Public Utilities Commission, permission be granted to the Commission to charge the sum of $1,875.00 for additional portion of the Commission's share of construction of an 8" watermain in Day Street in 1971, against the Water Department Special Reserve Fund instead of issuing debentures.

(Increase Public Utilities Commission share from $1,100.00 to $2,975.21)

(B) as recommended by the Public Works Committee a by-law be presented to Council to authorize the construction of an 8" watermain with services in Day Street, from the end of the existing watermain northerly to the northerly limit of Lot 6, Registered Plan 396, at a total estimated cost of $7,071.00, under the provisions of Section 12 of The Local Improvement Act:

	Cost	Debenture
Owner's Share	$4,095.79	$4,095.79
Corporation's Share *(from P.U.C. Water Reserve Fund)*	2,975.21	-
Total:	$7,071.00	$4,095.79

16. That no action be taken to enlarge the area of the land proposed to be annexed in the Township of Kingston by the City of Kingston, as requested by Smith, Megginson & Thorne, Solicitors for Mr. D. L. Almas, who have submitted an objection to the Ontario Municipal Board to the proposed annexation by the City of Kingston on the basis that the land to be annexed is part of the property that Mr. Almas is purchasing by agreement, which will result in his land lying in two municipalities.

17. That as requested by the Public Utilities Commission, permission be granted to the Commission to charge the sum of $214,900.00 to Accumulated Net Revenue for Gas System Extensions and Improvements, as follows, instead of issuing debentures:

Transmission and Distribution	$115,700.
Consumers Services	53,000.
Meters, Regulators and Equipment	24,200.
Water Heater Rental Plan	22,000.
	$214,900.

18. That as requested by the Public Utilities Commission, permission be granted to the Commission to charge the sum of $128,950.00 for Water System Extensions and Improvements in 1971, as follows, against 1971 revenue and the Water Department Special Reserve Fund instead of issuing debentures:

Trunk Watermains and Distribution Mains	$ 19,200.
Proposed Subdivisions	11,700.
Equipment for Purification Plant	4,000.
Meters, Valves, Equipment & System Improvements	70,050.
	$104,950.

19. That, as recommended by the Public Works Committee and subject to satisfactory arrangements being made with B. W. Kirkby Co. Ltd. to finance the Corporation's share for the storm sewer, by-laws be presented to Council to authorize the construction of the following work in Benson Street under the provisions of Section 7 of The Local Improvement Act:

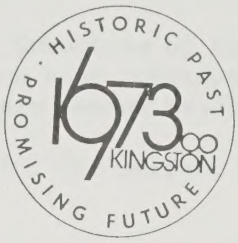
Description of Work	Est. Cost	Owners' Share	Corp. Share
16" watermain Benson St. from the east limit of the HEPC easement westerly 220' (6" assessed to owners)	$11,000.00	$ 6,700.00	* $ 4,300.00
18" & 24" storm sewer in Benson St. from Division St. easterly 822'	$35,000.00	$26,854.71	$ 8,145.29
32' wide asphalt pavement in Benson St. from the east limit of the HEPC easement westerly 405'	$16,500.00	$16,500.00	Nil
	$62,500.00		

* From Public Utilities Commission Special Water Reserve Fund.

20. That for the purpose of extending the hydro electric line from the end of the existing line on Belle Park Drive 2400' easterly to Belle Island, the sum of $6,000. be authorized to be charged to "Work in Progress #3001" as a charge against By-Law No. 7000, "A By-Law to Authorize the Construction of Phase II of the Kingston Municipal Golf Course", on the understanding that if current budget funds are available at the end of the year the charge will be transferred to a capital expenditure financed from current revenue.

21. That the words: HISTORIC PAST, PROMISING FUTURE

and the symbol:



be adopted by the Corporation of the City of Kingston for use in connection with the celebration of the Tercentenary of the City of Kingston in 1973.

22. That Mr. R. M. Burns be appointed a member of the Housing Sub-Committee of the Fire, Legislation and Housing Committee for a term ending December 31, 1971.

Respectfully submitted,

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 31 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 6 to 32 their second reading.

Ald. Vosper, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 22 to 31 their third reading.

(e) That By-Laws 22 to 41 be given their third reading.

(1) A By-Law to Dedicate Certain Land as Eldon Hall Place.

(FIRST READING) (PROPOSED NO. 7038)
Clause 3, Report No. 61

(2) A By-Law to Authorize the Execution of an Agreement with Ontario Housing Corporation (Site Plan: 50 Senior Citizen Units - "Block S", Calvin Park).

(FIRST READING) (PROPOSED NO. 7039)
Clause 5(2), Report No. 64

(3) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Rezone 1.9 Acres Blocks "S" and "TT", Calvin Park to R3, Multiple Family).

(FIRST READING) (PROPOSED NO. 7040)
Clause 5, Report No. 64

(4) A By-Law to Authorize the Execution of an Agreement with Patterson Concrete Products Limited (Site Plan: 36 Units - South-East Corner Princess Street and Hillendale Avenue).

(FIRST READING) (PROPOSED NO. 7041)
Clause 7(2), Report No. 64

(5) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Establish R5, Residential, Zone and Rezone 0.73 Acres at South East Corner of Princess Street and Hillendale Avenue to R5, Residential).

(FIRST READING) (PROPOSED NO. 7042)
Clause 7, Report No. 64

(6) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 61).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7043)
Clause 1, Report No. 61

(7) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 61).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7044)
Clause 1, Report No. 61

(8) A By-Law to Authorize the Execution of an Agreement with R. B. Abrams (Paving of Portion of Street Allowance at 55 Oak Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7045)
Clause 2, Report No. 61

(9) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Paving of Portion of Street Allowance at 55 Oak Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7046)
Clause 2, Report No. 61

(10) A By-Law to Authorize the Execution of an Agreement with Mac Amey Motor Sales Co. Limited (Paving of Portions of Street Allowance on the North Side of Queen Street at Barrie Street and the West Side of Barrie Street at Queen Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7047)
Clause 4, Report No. 61

(11) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Paving of Portions of Street Allowance at North West Corner of Queen and Barrie Streets).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7048)
Clause 4, Report No. 61

(12) A By-Law to Amend By-Law No. 181, "A By-Law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse" (Revise Rates for Disposal of Inflammable Materials at City Dump; and Regulations for Supplying of Disposal Containers).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7049)
Clauses 7 and 8, Report No. 62

(13) A By-Law to Authorize the Execution of an Agreement with Ontario Housing Corporation (Development Agreement for "Block S", Calvin Park).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7050)
Clause 5(1), Report No. 64

(14) A By-Law to Authorize the Execution of an Agreement with Patterson Concrete Products Limited (Development Agreement: South-East Corner Princess Street and Hillendale Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7051)
Clause 7(1), Report No. 64

(15) A By-Law to Amend Amendment No. 59 of Official Plan of the City of Kingston Planning Area (Revise Schedule "A-1").

(FIRST AND SECOND READINGS) (PROPOSED NO. 7052)
Clause 7, Report No. 64

(16) A By-Law to Authorize the Execution of an Agreement with Mrs. Gladys McKenzie (Sewer Easement: Yonge Street Sewer Outlet - Lot 2, Plan 54).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7053)
Clause 8, Report No. 66

(17) A By-Law to Authorize the Execution of an Agreement with Adrian Cruji (Lease: City Owned Cottage Site - Township of Pittsburgh).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7054)
Clause 11, Report No. 66

(18) A By-Law to Amend By-Law No. 7006, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)". (Revise Schedule "A").

(FIRST AND SECOND READINGS) (PROPOSED NO. 7055)
Clause 13, Report No. 66

(19) A By-Law to Amend By-Law No. 6701, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)" (Increased Costs).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7056)
Clause 14, Report No. 66

(20) A By-Law to Authorize the Construction of an 8 inch Watermain, with Services, in Day Street from the End of Existing Watermain Northerly to the Northerly Limit of Lot 6, Registered Plan 396, Under the Provisions of Section 12 of *The Local Improvement Act*.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7057)
Clause 15, Report No. 66

(21) A By-Law to Authorize the Construction of a 16 Inch Watermain; an 18 Inch and 24 Inch Storm Sewer; and a 32 Foot Wide Asphalt Pavement in Portions of Benson Street Under the Provisions of *The Local Improvement Act* (Petitions).

(FIRST AND SECOND READINGS) (PROPOSED NO.7058)
Clause 19, Report No. 66

(22) A By-Law to Authorize the Execution of an Agreement with Jack Elzinga and Lyle J. Elliott (Committee of Adjustment: Application No. 533).

(THREE READINGS) (PROPOSED NO. 7059)
Committee of Adjustment

(Note: Agreement provides for conveyance of 225 Concession Street for use as a Class 'B' License Garage (no gasoline pumps) on conditions that there be no structural changes to building, except enlargement of door and a work pit inside, and no vehicular parking in front of building, except for vehicles being repaired).

(23) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Paving of 1 Foot Strip of Street Allowance at 290 Queen Street).

(THREE READINGS) (PROPOSED NO. 7060)
Clause 5, Report No. 61

(24) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Driveway Entrance: 552 Princess Street).

(THREE READINGS) (PROPOSED NO. 7061)
Clause 6, Report No. 61

(25) A By-Law to Authorize the Execution of an Agreement with W. B. Bennett Paving and Materials Limited for Reconstruction of Princess Street from Macdonnell to Regent Street (Contract 71-3W).

(THREE READINGS) (PROPOSED NO. 7062)
Clause 4, Report No. 62

(26) A By-Law to Authorize the Execution of an Agreement with W. B. Bennett Paving and Materials Limited for Resurfacing of Pavement on Portion of Princess Street Between Division and Alfred Streets (Contract 70-8W).

(THREE READINGS) (PROPOSED NO. 7063)
Clause 5, Report No. 62

(27) A By-Law to Authorize the Execution of an Agreement with W. B. Bennett Paving and Materials Limited for Pavement Construction and Resurfacing (Contract 71-2W).

(THREE READINGS) (PROPOSED NO. 7064)
Clause 6, Report No. 62

(28) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Exception: 3.6 Acres at 440 King Street West - Zone "A" and to Rescind By-Law No. 6997)

(THREE READINGS) (PROPOSED NO. 7065)
Clause 2, Report No. 64

(29) A By-Law to Designate Lots 5 and 14, Registered Plan 360, City of Kingston, to be Deemed NOT to be a Registered Plan of Subdivision for the Purposes of Sub-Section (2) of Section 26 of *The Planning Act*.

(THREE READINGS) (PROPOSED NO. 7066)
Clause 8, Report No. 64

(30) A By-Law to Amend By-Law No. 4715, "A By-Law to Limit the Number of Automobile Service Stations Where Gasoline is Stored or Kept for Sale Within the City of Kingston" (Reduce Limit from Seventy-Five to Fifty-Eight).

(THREE READINGS) (PROPOSED NO. 7067)
Clause 4, Report No. 65

(31) A By-Law to Amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital for the City of Kingston (1971-1975)" (Revision No. 2).

(THREE READINGS) (PROPOSED NO. 7068)
Clauses 12 and 14, Report No. 66

(32) A By-Law to Authorize the Execution of an Agreement with the Canadian Pacific Railway Company (Land Acquisition - Place d'Armes).

(SECOND AND THIRD READINGS) (PROPOSED NO. 6884)
Clause 9, Report No. 6

(33) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Sydenham Ward Urban Renewal Area).

(THIRD READING) (PROPOSED NO. 6806)
Clause 1, Report No. 94, 1970

(34) A By-Law to Amend By-Law No. 6165, "A By-Law to Authorize the Reconstruction of Ontario Street from Place d'Armes Northerly, Including Turn-off to Place d'Armes, as a Charge to the General Rate" (Increased Costs).

(THIRD READING) (PROPOSED NO. 6890)
Clause 9, Report No. 6

(35) A By-Law to Authorize the Construction of Street Lighting on a Portion of the Bath Road at a Total Cost of $38,500.00.

(THIRD READING) (PROPOSED NO. 6988)
Clause 6, Report No. 42

(36) A By-Law to Authorize the Construction of a New Administration Building on Counter Street for the Public Utilities Commission.

(THIRD READING) (PROPOSED NO. 6989)
Clause 7, Report No. 42

(37) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 53).

(THIRD READING) (PROPOSED NO. 7022)
Clause 1, Report No. 53

(38) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Paving - Mack Street at Macdonnell Street: Rockdale Dairy Limited).

(THIRD READING) (PROPOSED NO. 7023)
Clause 2, Report No. 53

(39) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Parking on Paved Boulevard - Mack Street at Macdonnell Street: Rockdale Dairy Limited).

(THIRD READING) (PROPOSED NO. 7024)
Clause 2, Report No. 53

(40) A By-Law to Authorize the Execution of an Agreement with Rockdale Dairy Limited (Paving and Parking on Boulevard - Mack Street at Macdonnell Street).

(THIRD READING) (PROPOSED NO. 7025)
Clause 2, Report No. 53

(41) A By-Law to Authorize the Purchase of Part of Lot 3, Plan 793 on the North Side of Sutherland Drive (East of Shaw Street) from Floyd Young and Carrie Young.

(THIRD READING) (PROPOSED NO. 7029)
Clause 10, Report No. 60

MOTIONS

(1) Moved by Ald. Matthews,
Seconded by Ald. Keenleyside,

That the congratulations of Council be extended to Fire Chief C. Warren Gibson on being elected 1st Vice-President of the Ontario Association of Fire Chiefs.

(2) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That the condolences of Council be extended to the family of the late Douglas Kelly, and the appreciation of Council be recorded for his services to the community on the Police Force and to the youth of the City in sports activities.

CITY COUNCIL MEETING NO. 13

Local Govt.

The Regular Meeting of City Council Was Held in the Council Chamber on TUESDAY, June 15, 1971, at 8:26 p.m., His Worship Mayor Swain presiding.

Moved by Ald. Brightman,
Seconded by Ald. Cook,

That Rule 7 be suspended in order to permit the Council meeting to commence at 8:26 p.m.

CARRIED 12:2
(Ald. Keenleyside & Ald. Webb opposed)

ROLL CALL

Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (14)

TABLING OF DOCUMENTS

(58) From the Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to April 30, 1971.

(Note: Copy of statement distributed to each member of Council)

(59) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to March, 1961, inclusive:

	1970 Jan.-Mar.	1971 Jan.-Mar.
REVENUE:	$119,178.	$145,440.
EXPENDITURES:		
Total Operating Expenses:	$190,174.	$202,828.
Less Revenue:	(-) 119,178.	(-) 145,440.
Net Operating Deficit:	$ 70,996.	$ 57,388.
Plus: Pro-Rated Debenture Charges	(+) 24,194.	(+) 24,525.
Total Deficit for Period:	$ 95,190.	$ 81,913.

(60) From Kingston Day Care Incorporated, two copies of their Audit Report for the year ended December 31, 1970.

(61) Proposed programme of Kingston Tercentenary Committee for 1973.

(62) Brochure *Hockey's Home* prepared by the International Hockey Hall of Fame.

(63) From the Ontario Water Resources Commission, copy of a report on "Deicing Salt as a Source of Water Pollution".

(To be Referred to the Public Works Committee)

(64) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to April, 1971, inclusive:

	1970 Jan.-Apr.	1971 Jan.-Apr.
REVENUE:	$165,707.	$188,809.
EXPENDITURES:		
Total Operating Expenses:	$260,647.	$272,942.
Less Revenue:	(-) 165,707.	(-) 188,809.
Net Operating Deficit:	$ 94,940.	$ 84,133.
Plus: Pro- Rated Debenture Charges:	(+) 32,258.	(+) 32,700.
Total Deficit for Period:	$127,198.	$116,833.

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TABLING OF DOCUMENTS (cont'd)

(65) Copy of *"Minutes of the Frontenac County Board of Education, 1969"*.

(66) Copy of *"Remarks by the Honourable Robert Andras, Federal Minister Responsible for Housing"* regarding *"Conference on Cities, Indianapolis, Indiana"*.

MINUTES

Moved by Ald. Watts,
Seconded by Ald. Webb,

That the minutes of City Council Meeting No. 12, held May 25, 1971, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(247) From The Hon. C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's resolution regarding an amendment to The Day Care Act. (R.55(1)71).

(248) From Kingston and District Cerebral Palsy Council, expressing their sincere thanks and appreciation to Council for their grant in the amount of $750.00 for the year 1971.

(249) From The Muscular Dystrophy Association of Canada, thanking Council for their grant in the amount of $100.00 for the year 1971.

(250) From The Hon. Allan F. Lawrence, Minister of Justice and Attorney General, acknowledging receipt of Council's resolution regarding the Police Budget. (R.60(2)71).

(251) From the Municipal Roads Branch, Department of Transportation and Communications, stating that a subsidy allocation based on By-Law No. 6936, "A By-Law to Provide for the 1971 Expenditures on Roads or Streets in the City of Kingston in the County of Frontenac" and supporting statement of expenditures has been authorized in the following amounts:

$213,000.	for Construction
$260,000.	for Maintenance
$473,000.	Total

(252) From The Girls Nautical Cadets, thanking Council for their grant in the amount of $300.00 for the year 1971.

(253) From Mr. C. J. Keller, on behalf of the Honourable E. J. Benson, Minister of Finance, acknowledging receipt of letter with respect to the Housing Survey in Kingston, and notifying that he has requested the Honourable Robert Andras that consideration be given to reinstating the application of the University at an early date.

To be Referred to the Parks, Recreation and Property Committee:

(254) From The Association of Women Electors of Kingston Area, regarding the installation of barbecue pits in City Parks, and suggesting that placing these pits in City Park would increase problems of noise, sanitation, policing and smoke in this area, and that they feel the money might be better spent increasing the tree planting program throughout the City. However, if barbecue pits are desired, they suggest that they might be placed in Macdonald Park with fewer problems.

(255) From The Association of Women Electors of Kingston Area, supporting the Le Moines to Kingston Mills Committee proposal regarding the use of the property at 440 King Street West, and asking that an architectural firm with competence in designing community buildings be retained to see that the principles and exciting concepts advanced by the Parks, Recreation and Property Committee can be carried out most effectively and creatively.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Parks, Recreation and Property Committee:

(256) From the Lemoines Point to Kingston Mills Waterfront Committee, regarding use of the former C.P.R. Station, and suggesting that, when space becomes available in the Market Square Wing of City Hall, the offices presently in this building be transferred, and the space thus made available in the station building could be used for year-round provision of food, drink and toilet needs to tourists and citizens alike.

To be Referred to the Fire, Legislation and Housing Committee and to the Housing Sub-Committee:

(257) From Ontario Housing Corporation, "Proposal Call for the Development of 150 Family Housing Units of 'Ontario Housing' in the City of Kingston, Ontario, Addendum #2", and advising that the closing date for receipt of proposals has been extended to 2:00 p.m. E.D.S.T., Wednesday, June 23, 1971.

Which Has Been Referred to the Fire, Legislation and Housing Committee and to be Referred to the Finance and Accounts Committee:

(258) Copy of letter from Mr. J. B. Sampson to the Ontario Municipal Board, regarding Crestview II Subdivision, and requesting that an early date be set for a Hearing.

Which Has Been Referred to the City of Kingston Planning Board:

(259) From the Department of Municipal Affairs, enclosing a copy of the proposed official plan for the Pittsburgh Planning Area for comments.

To be Referred to the Public Works Committee:

(260) From the Public Utilities Commission, advising that since the subdivider for Marker Acres Subdivision No. I has complied with all their requirements, they do not require the renewal of Subdivision Bond No. 889487.

(261) From Ontario Good Roads Association, copy of reply from the Minister of the Department of Transportation and Communications in reply to submission of the Resolution sponsored by the City of Niagara Falls and adopted at the 1971 Ontario Good Roads Association Convention, regarding revision of policy in connection with cost of relocating sewermains and watermains on Provincial highways.

To be Referred to the City of Kingston Planning Board and to the Finance and Accounts Committee:

(262) From Mr. Peter J. Radley, Barrister & Solicitor, regarding the position of the Corporation of the City of Kingston in relation to the Headway project on Weller Avenue, and advising that he has been instructed by Headway Corporation Limited to notify the Ontario Municipal Board of their desire to convene in Kingston for a Hearing in this matter.

To be Referred to the Finance and Accounts Committee:

(263) From the Canadian Transport Commission, acknowledging receipt of letter from the Deputy City Clerk regarding a possible increase in Bell Canada rates for Kingston, and advising that since the Commission does not deal with matters of this kind ex parte, a copy of the letter and of their reply has been forwarded to Mr. J. A. Coombs, Vice-President (Regulatory Matters) of Bell Canada at Montreal, Quebec, and that Mr. Coombs has been directed to file his complete submissions, sending copy thereof concurrently to the City for their consideration and reply.

(264) From Mr. R. J. Kennedy, Vice-Principal (Administration), Queen's University, concerning the payment of taxes on the University's property at 47 Wellington Street when a student residence apartment building is erected thereon, and advising that circumstances distinctly separate from the question of payment of taxes have led the University to decide not to proceed with the issuing of a Proposal Call Document in conjunction with the Ontario Student Housing Corporation and to retain the existing building on the site. If new plans are developed for the site, however, the University will advise the City through the City-University Liaison Committee.

CO ATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(265) From the Township of Chinguacousy, requesting that their following resolution be endorsed:

"That the Council of the Township of Chinguacousy request the Attorney General of the Province of Ontario to amend The Police Act, R.S.O. 1960, Chapter 298, in Section 7 (2) regarding board composition to read as follows:

'The Board, except as provided in Subsection 3, shall consist of a) the Head of the Council; b) a Judge of any County or District Court designated by the Lieutenant Governor in Council; and c) such persons as the Lieutenant Governor in Council designates from a list of persons supplied by the Municipal Council of the Municipality.'

Should an appointed official under Clauses a, b, or c above absent himself from any regular meeting of the Board without being authorized so to do by a resolution of the Board entered upon its minutes, then that person may be replaced in accordance with the original appointment procedures except in the case of a) the Council may designate an alternative appointee from the Council."

(266) From the Regional Municipality of Niagara, requesting that their following resolution be endorsed:

"WHEREAS Part VI of The National Housing Act, 1954, authorizes Central Mortgage and Housing Corporation to make loans for the purpose of assisting municipalities in the construction or expansion of sewage treatment projects;

WHEREAS under the said Act the amount of any such loan must not exceed two-thirds of the cost of the project as determined by Central Mortgage and Housing Corporation;

WHEREAS the said Act further authorizes Central Mortgage and Housing Corporation to forgive payment by the municipality of twenty-five percent of the amount of the loan or the portion thereof specified by the said Act;

WHEREAS Ontario Water Resources Commission has recently advised the Regional Municipality of Niagara that, by December 31st, 1973, all sewage treatment plants discharging into Lake Erie, and, by December 31st, 1975, all sewage treatment plants discharging into Lake Ontario must make provision for an operation of phosphorus removal;

WHEREAS this municipality and many other municipalities are already faced with the heavy expenditure of constructing new treatment facilities or expanding and improving existing sewage treatment plants, to provide for secondary treatment;

AND WHEREAS the control of pollution entering the Great Lakes System is a matter of the utmost importance to the people of Canada as well as the people of Ontario;

THEREFORE the Council of The Regional Municipality of Niagara earnestly petitions the Minister of Energy, Mines and Resources for the Government of Canada and the Minister of Energy and Resources Management for the Province of Ontario to collaborate in a joint plan to obtain Federal and Provincial legislation which would provide for a total subsidy of at least fifty percent of the cost of providing secondary treatment and nutrient removal facilities where required in pollution control plants."

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(267) From Smith, Megginson & Thorne, Solicitors for Mr. D. L. Almas, regarding proposed annexation of land in the Township of Kingston, and stating that they incorrectly described their client's land as being Lots 16 and 17, whereas this should be Lots 17 and 18. Lot 16 is the cemetery.

(268) From the City of Sarnia, requesting that their following resolution be endorsed:

"WHEREAS a number of municipalities with the financial assistance and encouragement from the Federal and Provincial Governments, have carried out Urban Renewal studies and scheme studies preparatory to scheme implementations;

AND WHEREAS in 1969 the Federal Government froze all funds for any Urban Renewal studies and schemes with the intention of carrying out certain studies;

AND WHEREAS to date no action has been taken to reactivate this programme;

AND WHEREAS the decay in the older parts of our cities with all its attendant social and economic implications continues unabated;

AND WHEREAS municipalities plagued by a lack of funds are unable to undertake this responsibility on their own;

NOW THEREFORE BE IT RESOLVED that the Government of Ontario be urged to consider:

(a) petitioning the Federal Government with a view to have it reinstitute the 50% subsidy for approved urban renewal schemes;

(b) in the event the Federal Government declines to reintroduce its participation, the Province to then increase its previous rate of financial assistance from 25 to 50% with the municipalities increasing their share in a like amount."

(269) From the City of Sarnia, requesting that their following resolution be endorsed:

"WHEREAS under existing legislation, the Ontario Water Resources Commission has authority to take over municipal water supply systems, and to fix rates for the supply of that water;

AND WHEREAS municipalities have no other recourse but to make representation to the O.W.R.C. at a public meeting called and conducted by that body to decide whether it or the municipality should be the supplier of water and to make a determination of the rates to be charged;

AND WHEREAS it is open to question whether the O.W.R.C. can be completely objective when it sits in judgment on matters in which it has an interest;

AND WHEREAS municipalities are confined to written submissions when appealing a decision from the Ontario Water Resources Commission to the Lieutenant Governor in Council;

AND WHEREAS it is only just and fair that municipalities be given an opportunity to be heard by a competent and impartial body before being placed in the position of deciding on an appeal of last resort to the Cabinet;

THEREFORE BE IT RESOLVED that the Prime Minister of Ontario be petitioned to consider charging the Ontario Municipal Board or some other competent and impartial body to conduct hearings with respect to any proposed takeover or rate setting by the O.W.R.C."

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(270) From the City of Sarnia, requesting that their following resolution be endorsed:

> *"WHEREAS municipal transit systems are in many cases, being subsidized on an increasing scale by municipalities;*
>
> *AND WHEREAS passenger fares have been steadily increasing;*
>
> *AND WHEREAS in spite of the municipal financial assistance and increased fares, acceptable standards of service can, in many cases, not adequately be met;*
>
> *AND WHEREAS it is essential that medium and large size municipalities have some form of public transportation;*
>
> *AND WHEREAS it seems unreasonable to place an excessive burden of municipal subsidy on real property owners;*
>
> *AND WHEREAS the Province is subsidizing a form of inter-urban transit system;*
>
> *THEREFORE BE IT RESOLVED that the Government of Ontario be petitioned to take immediate and concrete steps to alleviate the problems of the cities by introducing a municipal transit subsidy programme with such to be effective no later than January 1, 1972, and with any subsidy to be based on population served and be payable to the municipal Corporation."*

(271) From the City of Sarnia, requesting that their following resolution be endorsed:

> *"WHEREAS the Province, through the Ontario Water Resources Commission, is imposing higher degrees of sewage treatment on municipalities;*
>
> *AND WHEREAS this action, although admittedly desirable, is likely to impose an undue burden on municipalities whose main source of income is from real property taxation;*
>
> *AND WHEREAS, in our opinion, the Province's responsibility with respect to improving the quality of our environment, goes beyond the mere issuance of edicts;*
>
> *NOW THEREFORE BE IT RESOLVED that the Government of Ontario be urged to consider:*
>
> *(a) Petitioning the Federal Government for increased financial assistance to municipalities in the construction of sewage treatment plants and trunk sewers.*
>
> *(b) The Province to match any Federal subsidy towards these works with a total subsidy from the two senior levels of government to be no less than 50% of the total cost.*
>
> *(c) The Province to pay 50% of the operating cost of municipal treatment facilities that include a phosphorus removal programme.*
>
> *(d) The municipalities who carry out their own sewage works to be entitled to a subsidy at least equal to what would be granted by the Province for works undertaken by the O.W.R.C. on behalf of a municipality."*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(272) From the City of Sarnia, requesting that their following resolution be endorsed:

"WHEREAS the Ontario Association of Mayors and Reeves and the Ontario Municipal Association at the urging of many municipalities have made representation to the Cabinet asking it to review existing compulsory arbitration legislation as it affects Fire and Police personnel;

AND WHEREAS municipalities were moved to this position as a result of chief arbitrators, who, because of a lack of terms of reference made decisions which had the effect of granting clearly excessive salary increases;

AND WHEREAS the Government has verbally acknowledged the problem but has so far failed to act;

AND WHEREAS practical solutions to the problems have been advanced to the Government by way of a detailed brief prepared and presented on behalf of the Ontario Municipal Association;

AND WHEREAS the problem today is still as acute as it was several months ago;

THEREFORE BE IT RESOLVED that the Government be urged to take immediate steps which will provide for the appointment of one or more competent arbitrators to act as chairman of Boards of Arbitration together with the provision of the necessary research staff, and that the following criteria be set out in the appropriate legislation as a guide to Boards of Arbitration in making salary considerations:

(a) The needs of the local government service for qualified employees;

(b) The conditions of employment in similar occupations outside the service, including such geographic, industrial or other variations as the board may consider relevant;

(c) The need to maintain appropriate relationships in the conditions of employment as between classifications in the service;

(d) The need to establish terms and conditions of employment that are fair and reasonable in relation to the qualifications required, the work performed, the responsibility assumed and the nature of the services rendered; and

(e) Any other factor that to it appears to be relevant to the matter in dispute."

(273) From the City of Sarnia, requesting that their following resolution be endorsed:

"WHEREAS real property taxes are forever increasing and have, in the opinion of many, reached a saturation point;

AND WHEREAS real property assessments do not necessarily reflect ability to pay;

AND WHEREAS municipalities are faced with a multiplicity of expensive real property unrelated, but people-type services such as Education, Health and Welfare;

AND WHEREAS the Province lays down the rules and regulations under which these functions are to be carried out while the municipalities are merely permitted to make their annual, if rather substantial, financial contributions;

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(273) (cont'd)

AND WHEREAS in the event municipalities are to meet their obligations, they should either have access to additional financial resources or be relieved of any financial responsibility in connection with such Province-wide programmes as Education, Health and Welfare;

THEREFORE BE IT RESOLVED that the Government of Ontario be petitioned to consider the following:

(a) That the Province, in consultation with municipal representatives, undertake an examination of the services which are presently being provided at the local level and which are substantially subject to Provincial regulation; this with a view to determine whether any of the services so examined should continue to be a municipal responsibility, and if so, to what extent, if any, Provincial subsidies towards such services should be increased.

(b) In line with the recommendations of the Committee on Taxation, Provincially owned or occupied property, hospitals, and other properties that are presently exempt from real property taxation, but which require municipal services of any kind, should become taxable and their exempt status ended.

(c) The Province to examine the feasibility of returning to the municipality a portion of the income tax paid by its residents. In making this suggestion for the return of a small portion of the income tax paid by local residents, this City does not in any way wish to take issue with the philosophy that income tax should largely be used as a means of redistributing wealth in this Province and indeed throughout this country by way of providing various needed services. If we were granted a portion of the income tax, municipalities would be able to either increase services and/or reduce the level of real property taxation. In seeking the return of a portion of the income tax generated through the labours of its local residents, the community is merely looking for some reward, in however small a measure, for the collective labours of its people. We submit that our proposal is not dis-similar to the Provincial proposition that the Federal Government should return to it a greater share of Provincially-produced wealth. We are merely seeking a small share.

(d) As an alternative to the suggestion made in paragraph (c) above or in addition thereto, we suggest that the Province consider a substantial increase in its unconditional grants as a means of financially assisting municipalities to a greater degree than is the case now."

To be Filed:

(274) The following letter has been received from the Frontenac County Board of Education:

"The Frontenac County Board of Education has been informed of a resolution from the County Council indicating that all of the Townships have agreed to pay their education levies during 1971 at the same times and on the same bases as 1970.

As provided in section 88 (1e) of the Secondary Schools and Boards of Education Act (a copy of which is attached), I have been instructed by the Board to inform you that any agreement to receive education levies other than as provided in section 88 (1c) will be discontinued as of the 31st of December 1971.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(274) (cont'd)

It will therefore be anticipated that education levies will be paid to the Board in 1972 in the manner set out in section 88 (1c) and we will appreciate it if you would make this known to your Township Council."

(275) From Messrs. England, Leonard, Macpherson & Co., advising of their merger with Thorne, Gunn, Helliwell & Christenson, and noting also the following changes effective June 25, 1971:

Mail: P.O. Box 698, Kingston, Ontario.

Office: 797 Princess Street, Suite 501.

Telephone: 549-1550 (area code 613).

(276) From the Minister of Social and Family Services, acknowledging receipt of Council's resolution regarding day care (R.55(1)71), and advising that he has been aware of municipal needs in this area, and that he hopes to be able to put forward a proposal in the near future to enable the Department of Social and Family Services to share the cost of both purchase and construction of municipal day care facilities.

To be Referred to the Parks, Recreation and Property Committee:

(277) From The Canadian Red Cross Society, regarding the possibility of renting space in the premises at 440 King Street East, and stating that they are most interested in this possibility and would be grateful if they could be kept informed of the progress.

To be Referred to the Public Works Committee and to the Traffic and Streets Committee:

(278) From Mrs. D. Rybka, 375 Division Street, Kingston, requesting that something be done about the curb at the corner of Pine and Division Streets, on the East Side of Division Street, since it is not the required regulation height of 6", and she feels that some serious accident may occur as a result of cars and trucks parking on the sidewalk at this location.

To be Referred to the Finance and Accounts Committee:

(279) From the City of Barrie, requesting that their following resolution be endorsed:

"WHEREAS Section 7(2) of The Assessment Act, R.S.O. 1960, Chapter 23 provides for the assessment of employee parking lots for business purposes in the amount of 25% of the assessed value of the land so used.

AND WHEREAS the policy of most municipalities is to encourage off-street parking.

AND WHEREAS employers are being penalized by being required to pay business taxes on such off-street parking lots.

AND WHEREAS an employer derives some benefit from providing off-street parking lots through additional benefits for his employees.

NOW THEREFORE, the Council of the Corporation of the City of Barrie enacts as follows:

BE IT RESOLVED:

That the Minister of Municipal Affairs be requested to amend Section 7 (2) of The Assessment Act, by changing the percentage to one that is not greater than 10 to 15 per cent of the assessment value of that portion of the land, "to be called business assessment"."

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(280) From the City of Barrie, requesting that their following resolution be endorsed:

> *"THAT WHEREAS the real estate tax is a regressive form of taxation incapable of meeting the increase cost of education and urban services and such tax does not reflect the buoyancy of the nations economy.*
>
> *AND WHEREAS those persons living on a fixed income or families with an income under $10,000.00 per year are most affected by any increase in real estate taxes.*
>
> *AND WHEREAS priorities for spending are better determined by local governments since they are most knowledgeable about their community needs.*
>
> *AND WHEREAS conditional grants do not recognize the varying needs or priorities for certain services within different municipalities.*
>
> *AND WHEREAS the impact of spiralling social welfare expenditures is first felt by the taxpayer at the local level thereby reducing the availability of funds for necessary services in the community.*
>
> *AND WHEREAS the payment of unconditional grants would decrease the cost of administration of various Provincial Departments which in a great many cases are a duplication of Engineers checking on Engineers, Auditors checking on Auditors, Accountants checking on Accountants, etc.*
>
> *AND WHEREAS the Ontario Committee on Taxation recommended more emphasis should be placed on this form of transfer payment to municipalities.*
>
> *NOW THEREFORE the Council of the Corporation of the City of Barrie enacts as follows:*
>
> *THAT Prime Minister, Hon. William G. Davis and his cabinet be requested to implement the recommendations made at the 1970 Provincial-Municipal Conference and establish a programme of massive unconditional municipal grants and that they provide for such a programme in the 1972 budget."*

(281) From the City of Barrie, requesting that their following resolution be endorsed:

> *"WHEREAS the land and buildings on lands owned by Agricultural Societies are exempt from taxation in accordance with the Agricultural Societies Act and the Assessment Act;*
>
> *AND WHEREAS buildings such as private curling clubs have been erected on such lands under a long term lease arrangement;*
>
> *AND WHEREAS such buildings are used exclusively by such private clubs throughout the year except for a brief period during fall fair time when part of the buildings are utilized for fair purposes;*
>
> *AND WHEREAS in some municipalities industries have located on lands owned by Agricultural Societies thereby receiving tax exemptions which is contrary to Government policy;*
>
> *AND WHEREAS such buildings receive full municipal services such as police and fire protection, garbage and sewage disposal, etc. throughout the year without paying directly for such services or by paying realty taxes;*
>
> *AND WHEREAS such private clubs and industries enjoy unfair competition with other similar competitive clubs and industries who have built on their own lands;*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(281) (cont'd)

NOW THEREFORE the Council of the Corporation of the City of Barrie enacts as follows:

THAT the Ministers of Agriculture and Municipal Affairs be requested to amend Section 28 of the Agricultural Societies Act, and Section 3 Subsection 14 of the Assessment Act to provide for the removal of the exemption from taxation of all buildings on Agricultural Society lands where the predominant use of such buildings is for other than Agricultural Society purposes."

(282) From the City of Barrie, requesting that their following resolution be endorsed:

"WHEREAS the present charge of $1.00 for preparing certified statements of arrears of taxes is inadequate;

AND WHEREAS municipal administration costs are increasing;

AND WHEREAS an individual who pays the outstanding taxes, after the certificate has been issued can demand a refund of his $1.00;

NOW THEREFORE the Council of the Corporation of the City of Barrie enacts as follows:

THAT the Minister of Municipal Affairs be requested to amend Section 570 (1) Par. 1 of The Municipal Act by substituting $2.00 in place of $1.00 in the third line and by deleting the words, 'but he shall not make any charge to any person who forthwith pays the taxes', so that the section shall read as follows: 'The Treasurer shall, on demand, give a written certified statement of the arrears due on any land, and he may charge $2.00 for the search and certified statement on each separate parcel.'"

(283) From the Public Utilities Commission regarding maintenance of watermains on the City of Kingston Housing Limited project, and reaffirming the decision of the Commission not to deviate from established policy.

Which Has Been Referred to the Finance and Accounts Committee:

(284) From Project Planning Associates Limited, submitting proposal to undertake a feasibility study with respect to the City of Kingston hosting the Olympic sailing events in 1976.

(Copy distributed to each member of Council by the Mayor)

PETITIONS

(1) Presented by Mr. J. S. Taylor of Limestone Auto Body on May 26, 1971, having 32 signatures and stating as follows:

"We the undersigned being property owners on or adjacent to Hickson Avenue do hereby make petition for the opening of a road being the extension of Hagerman Avenue, South from Hickson Avenue along the existing right-of-way described in the City of Kingston property rolls as Abandoned Right of Way Kingston and Pembroke Railway."

(Which Has Been Referred to the Public Works Committee)

REPORTS

Ald. Keyes presented Report No. 61 of the Committee on Traffic and Streets as follows.

Moved by Ald. Keyes, seconded by Ald. McDougall, That Report No. 61 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 61

To the Mayor and Members of Council Kingston, June 8, 1971

The Traffic and Streets Committee reports and recommends as follows:

1. That by-laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

   (a) that the 44 foot long "Courtesy Pick Up Zone" on the north side of Princess Street just west of Bagot Street be removed since the zone is no longer required for picking up shoppers from Loblaws;

   (b) that the 26 foot long loading zone on the north side of Princess Street 79 feet west of Bagot Street be relocated to 35 feet west of Bagot Street westerly 32 feet;

   (c) that a parking meter with a rate of 1¢/12 minutes and time limit of 12 minutes be installed on the north side of Princess Street from 67 feet west of Bagot Street westerly 20 feet;

   (d) that parking be prohibited on the west side of Gardiner Street from Union Street northerly to the end of Gardiner Street (between the hours of 8 a.m. and 6 p.m.); and

   (e) that a "Yield Right-of-Way" sign be erected on Alfred Street at the right turn channelized lane for eastbound traffic entering Princess Street.

(See By-Laws No. 7043 and 7044) *CARRIED*

2. That a by-law be presented to Council to amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", to provide that, notwithstanding anything to the contrary contained in City by-laws, Mr. R. Abrams be permitted to pave the section of street allowance about four feet in width between the sidewalk on Brant Street and his driveway at 55 Oak Street to the end of his driveway, on condition that vehicles shall not be parked on this section of the street allowance.

CARRIED 13:1

(See By-Laws No. 7045 and 7046) (Ald. Vosper opposed)

3. That a by-law be presented to Council to dedicate and to name the street on the west side of Portsmouth Avenue leading to the City of Kingston Housing Limited housing project as Eldon Hall Place, since the former Warden's residence on the west side of Portsmouth Avenue was known as Eldon Hall.

CARRIED

(See By-Law No. 7038)

4. That a by-law be presented to Council to amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", to provide, that notwithstanding anything to the contrary contained in City By-Laws, Mac Amey Motor Sales Co. Ltd. be permitted to pave the street allowances between the sidewalks and the property lines on the north side of Queen Street west of Barrie Street and on the west side of Barrie Street north of Queen Street, subject to the following conditions:

   (a) that vehicles shall not be parked on these paved street allowances;

   (b) that curbs be erected by Mac Amey Motor Sales Co. Ltd. to prevent parking of vehicles on these paved street allowances; and

   (c) that these street allowances be paved with flagstones or painted to differentiate the boulevard from the asphalt paved parking area.

(See By-Laws No. 7047 and 7048) *CARRIED*

Report No. 61 - Traffic and Streets Committee (cont'd)

5. That a by-law be presented to Council to amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", to provide that notwithstanding anything to the contrary contained in City By-Laws, the owner of 290 Queen Street be permitted to pave a one foot wide strip of street allowance in front of 290 Queen Street between the property line and the sidewalk.

(See By-Law No. 7060) *CARRIED*

6. That a by-law be presented to Council to provide that notwithstanding the provisions of By-Law No. 10, "A By-Law Respecting Streets", the owner of 552 Princess Street be permitted to pave the driveway at the west side of the building to a width of 30 feet, being five feet more than the width permitted in By-Law No. 10, since the distance between buildings is 30 feet.

(See By-Law No. 7061) *CARRIED*

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
J. L. McDougall
T. A. Hagerman
G. Vosper
G. L. Webb

Ald. Speal presented Report No. 62 of the Public Works Committee as follows.

Council consented to the amendment of clause 5 by deleting the words "lowest tender" and substituting therefor the words "only tender".

Council also consented to the addition of clauses 12 and 13 for presentation to Council.

Moved by Ald. Speal, seconded by Ald. Travers, That Report No. 62 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 62

To the Mayor and Members of Council Kingston, June 7, 1971

The Public Works Committee reports and recommends as follows:

1. That the holdback in the amount of $1,069.26, on Contract 70/4 with Cobourg Construction Co. Ltd. for reconstruction of sidewalks be released as work has been completed in accordance with plans and specifications.

CARRIED

2. That the holdback, in amount of $16,260.22, on Contract 67/1 with Rideau Valley Contractors for construction of the Division Street Overpass, be released.

CARRIED

3. That the following accounts be paid:

Colt Industries (Canada) Ltd.	- $ 556.02	- sewage pump impeller
Sicard Equipment Ltd.	- $1,436.37	- equipment repair parts

CARRIED

4. That the tender of W. B. Bennett Paving and Materials Ltd., in amount of $49,950.50, for reconstruction of Princess Street from Macdonnell Street to Regent Street, in accordance with plans and specifications prepared by the City Engineering Department be accepted, subject to the concurrence of the Department of Highways, being the only tender received.

(See By-Law No. 7062) *CARRIED*

5. That the tender of W. B. Bennett Paving and Materials Ltd., in amount of $6,976.80, for resurfacing of the pavement on Princess Street from 375' west of Division Street to Alfred Street, in accordance with plans and specifications prepared by the City Engineering Department be accepted, subject to the concurrence of the Department of Highways, being the only tender received.

CARRIED AS AMENDED

(See By-Law No. 7063)

Report No. 62 - Public Works Committee (cont'd)

6. That the tender of W. B. Bennett Paving and Materials Ltd., in amount of $297,074.66, for construction of pavements and resurfacing of pavements on the streets listed in the Information for Tenderers be accepted, subject to the concurrence of the Department of Highways, being the lowest tender received.

(See By-Law No. 7064) *CARRIED*

7. That By-Law No. 181, "A By-Law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse", be amended to include the following schedule of rates for disposal of brush, demolition lumber, roofing and other inflammable materials at the City Dump effective July 1, 1971:

Half Ton Truck or Panel Truck - $ 2.00
Single Axle Truck - $ 5.00
Tandem Axle Truck or Larger - $10.00

(See By-Law No. 7049) *CARRIED 11:3*
(Ald. Brightman, Ald. Timmins & Ald. Webb opposed)

8. That By-Law No. 181, "A By-Law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse", be amended by adding thereto the following:

> *"The owner, lessee or person in charge of every hotel, apartment house, tenement or building in which more than two families dwell, abide or live, or which contains more than two separate places of dwelling, abode or living shall supply proper containers for the use of each apartment or family, dwelling, abiding or living therein, and such owner, lessee or person in charge shall place all such receptacles at the point of collection at the proper times of call."*

(See By-Law No. 7049) *CARRIED*

9. That since all services have been installed in the Marker Acres Subdivision No. 1 as required under the Subdivision Agreement, the subdivision bonding be released.

CARRIED

10. That approval of sidewalk relocation, road widening and entrance at McArthur College, Union Street, as marked on Drever and Smith, Architects, Drawing #2, Project 6601-2, under City inspection and engineering supervision for which the College will pay cost in amount of $450.00, together with issue of Cut Permit, be confirmed.

CARRIED

11. That the quotation of Sicard Equipment Ltd. for the supply of the following equipment be accepted, and that the cost be charged to the equipment noted:

Equipment	Cost	Charge to Equipment
5 Straight Plows for SW48 Bombardier Sidewalk Tractors	$1,495.00	#260, #262, #265, #270, #264
3 S-1147A Brackets	288.00	#270, #264, #271
3 S-1147B Brackets	303.60	#260, #262, #265
Total Cost:	$2,086.60	

CARRIED 12:2
(Ald. Keenleyside & Ald. Webb opposed)

12. That the revised price negotiated with General Supply Co. of Canada for the supply of one new Bros Model SP2800 rubber tired roller in amount of $11,962.00 less $1,415.00 trade-in allowance for the Corporation's 1954 Galion roller Model TS86, Serial #32908, plus Provincial Sales Tax of $527.35 for a total net cost of $11,074.35 be accepted, and that the expenditure be charged to the Public Works Equipment Reserve Account.

CARRIED 13:1
(Ald. Keenleyside opposed)

Report No. 62 - Public Works Committee (cont'd)

13. That notwithstanding the provisions of By-Law No. 14, "A By-Law Relating to Sewers and Drains", Queen's University be permitted to connect storm drainage from the Fleming Hall area to Stuart Street combined sewer at Manhole 33, as shown on Dwg. 1022C dated January 22, 1971, prepared by J. D. Lee Engineering Ltd., with understanding that this is a temporary measure and that the University will prepare a program for sewer separation on the University's property.

CARRIED

Respectfully submitted,

(signed) *G. N. Speal* (CHAIRMAN)
D. J. Travers
E. Watts

Ald. Timmins presented Report No. 63 of the Rideaucrest Home Committee as follows.

Moved by Ald. Timmins, seconded by Ald. Hagerman, That Report No. 63 of the Rideaucrest Home Committee be received and adopted.

REPORT NO. 63

To the Mayor and Members of Council Kingston, June 10, 1971

The Rideaucrest Home Committee reports and recommends as follows:

1. That, as recommended by the Purchasing Agent, the acceptance of tenders in part for those items as indicated in the Summary of Tender No. 71-28, being the lowest or one of the lowest tenders received for Sundry Food Supplies for Rideaucrest Home for the months of July, August and September, 1971, be approved.

NOTE: Copy of Summary of Tender No. 71-28 forwarded to all members of Council.

CARRIED

Respectfully submitted,

(signed) *D. G. Timmins* (CHAIRMAN)
T. A. Hagerman
V. C. Brightman
J. L. McDougall

Ald. Vosper presented Report No. 64 of the City of Kingston Planning Board as follows.

Moved by Ald. Vosper, seconded by Ald. Speal, That Report No. 64 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 64

To the Mayor and Members of Council Kingston, May 27, 1971

The City of Kingston Planning Board reports and recommends as follows:

1. That the Confederation Park and Marina be submitted as a project for consideration for a Vincent Massey Award and an entry be made.

CARRIED

2. WHEREAS the City of Kingston Planning Board has considered further By-Law No. 6997, "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Exception 3.6 Acres at 440 King Street West - Zone A)"; and,

WHEREAS the Board is of the opinion that it is desirable that the amending by-law should be clarified;

THEREFORE BE IT RESOLVED that By-Law No. 6997 be amended to add as a permitted land use, "Community Centres", and that the following definition for Community Centres be added:

Report No. 64 - City of Kingston Planning Board (cont'd)

2. (cont'd)

" 'community centre' means a building and its appurtenant land used for activities shared in by the general public whether operated by the City or other public authority, or by some private group of persons, provided such shall not be carried on with the purpose of gain for its members; and, without restricting the generality of the foregoing, includes such activities as the arts, crafts, physical, social, charitable, recreational and educational activities and the administration of such activities;".

NOTE: For the best procedural purposes, the original by-law will be rescinded and a new by-law passed including this amendment.

(See By-Law No. 7065) *CARRIED*

3. That Council does hereby certify that By-Law No. 7065, "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Exception: 3.6 acres at 440 King St. West - Zone "A" and to Rescind By-Law No. 6997)" is in conformity with the Official Plan approved and in force in the City of Kingston, and with the proposed Amendment No.59 approved at the Council Meeting on November 23, 1970 but not yet approved by the Minister.

CARRIED

4. WHEREAS Subsection 7 of Section 7 of The Municipal Amendment Act, 1970 (No. 4) which will come into force on a day to be named by the Lieutenant-Governor by his proclamation, will remove the authority for a municipality to limit the number of public garages and automobile service stations; and,

WHEREAS the City of Kingston presently has a by-law in force limiting the number of automobile service stations; and,

WHEREAS in the opinion of Planning Board it is desirable that the City retain the power to limit the number of public garages and service stations;

THEREFORE BE IT RESOLVED that it be recommended to the Minister of Municipal Affairs, that Subsection 7 of Section 7 of The Municipal Amendment Act, 1970 (No. 4) not be proclaimed by the Lieutenant-Governor.

CARRIED

5. WHEREAS application has been made by Ontario Housing Corporation to amend Zoning By-Law No. 3078 from A - Agricultural to R3 - Residential on a 2 acre site more or less at the easterly end of Block "S", to allow a residential development of approximately 50 senior citizen units; and,

WHEREAS in the opinion of the Planning Board senior citizen residential development is appropriate and desirable for the site; and,

WHEREAS a Public Meeting has been held;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant which in addition to the City's standard requirements in respect to municipal services, will provide for a servicing plan for all of "Block S" satisfactory to the City Engineer, prohibit access to Bath Road, provide for fire hydrants to the Standard of Municipal Fire Protection of the Canadian Underwriters Association, and provide suitable access for emergency fire vehicles.

(2) That an agreement be entered into between the City and the applicant, providing for approval by the City of a site plan for the property showing building elevations and placement, parking and circulation arrangements and landscaping, prior to the owner of the land applying for a building permit.

Report No. 64 - City of Kingston Planning Board (cont'd)

5. (cont'd)

AND BE IT FURTHER RESOLVED that after the above mentioned conditions have been met, By-Law No. 3078, be amended to include within R3 - Residential Zone, all of Block "TT", Reg. Plan 1158 and the easterly 200 feet, comprising 1.9 acres, more or less, of that portion of Lot 18, Con. 1 (commonly known as Block "S") where it abuts Block "L", Reg. Plan 1158.

(See following motion to amend)

Moved by Ald. Speal,
Seconded by Ald. Vosper,

That Clause 5 (1) of Report No. 64 be amended by inserting after the word "services" in line 3, the words "including sewer surcharge".

CARRIED

Clause 5, as amended, was then put as follows:

5. WHEREAS application has been made by Ontario Housing Corporation to amend Zoning By-Law No. 3078 from A - Agricultural to R3 - Residential on a 2 acre site more or less at the easterly end of Block "S", to allow a residential development of approximately 50 senior citizen units; and,

WHEREAS in the opinion of the Planning Board senior citizen residential development is appropriate and desirable for the site; and,

WHEREAS a Public Meeting has been held;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant which in addition to the City's standard requirements in respect to municipal services, including sewer surcharge, will provide for a servicing plan for all of "Block S" satisfactory to the City Engineer, prohibit access to Bath Road, provide for fire hydrants to the Standard of Municipal Fire Protection of the Canadian Underwriters Association, and provide suitable access for emergency fire vehicles.

(2) That an agreement be entered into between the City and the applicant, providing for approval by the City of a site plan for the property showing building elevations and placement, parking and circulation arrangements and landscaping, prior to the owner of the land applying for a building permit.

AND BE IT FURTHER RESOLVED that after the above mentioned conditions have been met, By-Law No. 3078, be amended to include within R3 - Residential Zone all of Block "TT", Reg. Plan 1158 and the easterly 200 feet, comprising 1.9 acres, more or less, of that portion of Lot 18, Con. 1 (commonly known as Block "S") where it abuts Block "L", Reg. Plan 1158.

(See By-Laws No. 7039, 7040 and 7050) *CARRIED AS AMENDED*

6. That Council does hereby certify that By-Law No. 7040, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Rezone 1.9 acres Blocks "S" and "TT", Calvin Park to R3, Multiple Family)", is in conformity with the Official Plan approved and in force in the City of Kingston and with the proposed Amendment No. 59 approved at the Council meeting on November 23, 1970, but not yet approved by the Minister.

CARRIED

7. WHEREAS Patterson Concrete Products Ltd. have made application to amend Zoning By-Law No. 3078 to permit a high density residential development of approximately 36 units at a density of 50 units per acre on their 0.73 acres more or less property at the intersection of Princess Street and Hillendale Avenue; and,

Report No. 64 - City of Kingston Planning Board (cont'd)

7. (cont'd)

WHEREAS high density residential development at 50 units per acre is in conformity with the Official Plan approved and in force and with Official Plan Amendment No. 59 now before the Minister; and,

WHEREAS the present industrial use is clearly incompatible with the uses in the surrounding area and a well designed residential development would be an improvement to the neighbourhood; and,

WHEREAS in the opinion of Planning Board rezoning will encourage the eventual disappearance of the incompatible industrial use; and,

WHEREAS a public meeting has been held;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) The signing of a development agreement which, in addition to the City's standard requirements respecting municipal services, will provide for conformity with a grading plan satisfactory to the City Engineer and access to be restricted to the southerly portion of the Hillendale Avenue frontage.

(2) That an agreement be entered into between the City and the applicant providing for the approval by the City of a site plan for the property showing building elevations, placement, parking and circulation arrangements, landscaping and outdoor play space of 25 sq. ft. per unit, prior to the owner of the land applying for a building permit.

(3) That the land be cleared within one year.

AND BE IT FURTHER RESOLVED that Schedule A-1 of Amendment No. 59, be amended to redesignate the applicant's property from Commercial to Residential and that one reading be given to a by-law to amend By-Law No. 3078 through addition of a new zoning classification to be known as R-5 Residential, so that on Lots 5 and 14, Reg. Plan 360, comprising 0.73 acres more or less, residential high density development at not more than fifty dwelling units per acre shall be allowed. The regulations of an R-5 Residential zone shall be as follows:

1. PERMITTED USES

Multiple family dwellings (including bachelor apartments).
Churches and church halls.

Community centres and non-commercial outdoor recreational facilities.

Accessory uses incidental solely to any of the above uses.

2. REGULATIONS

Minimum Front Yard - 25 feet

Minimum Side Yard - on each side shall be not less than 15 feet or one-half the height of the building. The greater distance of the two shall apply.

Buildings on corner lots shall have a minimum side yard abutting a street of 25 feet.

Where a side yard abuts a one or two family residential zone there shall be a minimum side yard of 25 ft. or two-thirds the height of the building. The greater distance of the two shall apply.

Minimum Rear Yard - of not less than 25 ft. for any building up to 5 storeys or 50 feet in height and for each additional storey 4 feet of additional rear yard.

Report No. 64 - City of Kingston Planning Board (cont'd)

7. (cont'd)

2. REGULATIONS (cont'd)

Minimum Lot Area - (per dwelling unit) 870 sq. ft.

Maximum Lot Coverage - 15%.

Minimum Lot Width - 100 ft.

Accessory Buildings

Maximum Height - 15 ft.
Maximum lot occupancy - 10%.

No Multiple Family Dwellings Without Municipal Water and Sewer

No multiple family dwelling shall be erected on a lot unless municipal water and sewer service is available.

Off Street Parking - as per Section 10 of By-Law No. 3078.

A minimum of 90% of the required parking shall be underground or enclosed within the main structure.

Landscaping - A minimum of 75% of the lot area shall be reserved for landscaping purposes.

Play Space - Where housing units are allowed and there are more than 40 housing units with more than one bedroom contained in one or more apartment buildings on the property, a Play Space of at least 25 sq. ft. per housing unit shall be provided in one location. In projects of over 100 such housing units, the required space may be separated into two or more areas provided no one space is less than 2500 sq. ft.

Play Spaces shall be located in rear areas, at ends of buildings or in other suitable locations on the property which will not impair views from living rooms or front entrances, and permit easy access from the housing units without encountering traffic hazards.

3. DEFINITIONS - Lot coverage shall mean the ground floor area of the building expressed as a percentage of the lot area.

(See following motion to amend)

Moved by Ald. Speal,
Seconded by Ald. Vosper,

That Clause 7 (1) of Report No. 64 be amended by inserting after the word "services" in line 3, the words "including sewer surcharge".

CARRIED

Clause 7, as amended, was then put as follows:

7. WHEREAS Patterson Concrete Products Ltd. have made application to amend Zoning By-Law No. 3078 to permit a high density residential development of approximately 36 units at a density of 50 units per acre on their 0.73 acres more or less property at the intersection of Princess Street and Hillendale Avenue; and,

Report No. 64 - City of Kingston Planning Board (cont'd)

7. (cont'd)

WHEREAS high density residential development at 50 units per acre is in conformity with the Official Plan approved and in force and with Official Plan Amendment No. 59 now before the Minister; and,

WHEREAS the present industrial use is clearly incompatible with the uses in the surrounding area and a well designed residential development would be an improvement to the neighbourhood; and,

WHEREAS in the opinion of Planning Board rezoning will encourage the eventual disappearance of the incompatible industrial use; and,

WHEREAS a public meeting has been held;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) The signing of a development agreement which, in addition to the City's standard requirements respecting municipal services, including sewer surcharge, will provide for conformity with a grading plan satisfactory to the City Engineer and access to be restricted to the southerly portion of the Hillendale Avenue frontage.

(2) That an agreement be entered into between the City and the applicant providing for the approval by the City of a site plan for the property showing building elevations, placement, parking and circulation arrangements, landscaping and outdoor play space of 25 sq. ft. per unit, prior to the owner of the land applying for a building permit.

(3) That the land be cleared within one year.

AND BE IT FURTHER RESOLVED that Schedule A-1 of Amendment No. 59, be amended to redesignate the applicant's property from Commercial to Residential and that one reading be given to a by-law to amend By-Law No. 3078 through addition of a new zoning classification to be known as R-5 Residential, so that on Lots 5 and 14, Reg. Plan 360, comprising 0.73 acres more or less, residential high density development at not more than fifty dwelling units per acre shall be allowed. The regulations of an R-5 Residential zone shall be as follows:

1. PERMITTED USES

Multiple family dwellings (including bachelor apartments).
Churches and church halls.

Community centres and non-commercial outdoor recreational facilities.

Accessory uses incidental solely to any of the above uses.

2. REGULATIONS

Minimum Front Yard - 25 feet

Minimum Side Yard - on each side shall be not less than 15 feet or one-half the height of the building. The greater distance of the two shall apply.

Buildings on corner lots shall have a minimum side yard abutting a street of 25 feet.

Where a side yard abuts a one or two family residential zone there shall be a minimum side yard of 25 ft. or two-thirds the height of the building. The greater distance of the two shall apply.

Report No. 64 - City of Kingston Planning Board (cont'd)

7. (cont'd)

2. REGULATIONS (cont'd)

Minimum Rear Yard - of not less than 25 ft. for any building up to 5 storeys or 50 feet in height and for each additional storey 4 feet of additional rear yard.

Minimum Lot Area - (per dwelling unit) 870 sq. ft.

Maximum Lot Coverage - 15%.

Minimum Lot Width - 100 ft.

Accessory Buildings

Maximum Height - 15 ft.
Maximum lot occupancy - 10%.

No Multiple Family Dwellings Without Municipal Water and Sewer

No multiple family dwellings shall be erected on a lot unless municipal water and sewer service is available.

Off Street Parking - as per Section 10 of By-Law No. 3078.

A minimum of 90% of the required parking shall be underground or enclosed within the main structure.

Landscaping - A minimum of 75% of the lot area shall be reserved for landscaping purposes.

Play Space - Where housing units are allowed and there are more than 40 housing units with more than one bedroom contained in one or more apartment buildings on the property, a Play Space of at least 25 sq. ft. per housing unit shall be provided in one location. In projects of over 100 such housing units, the required space may be separated into two or more areas provided no one space is less than 2500 sq. ft.

Play Spaces shall be located in rear areas, at ends of buildings or in other suitable locations on the property which will not impair views from living rooms or front entrances, and permit easy access from the housing units without encountering traffic hazards.

3. DEFINITIONS - Lot coverage shall mean the ground floor area of the building expressed as a percentage of the lot area.

CARRIED AS AMENDED 13:0
(Ald. Speal abstained from voting)

(See By-Laws No. 7041, 7042, 7051 and 7052)

8. That a by-law be presented to Council to designate Lots 5 and 14, Reg. Plan No. 360, not to be a registered plan of subdivision for the purposes of Subsection 2 of Section 26 of The Planning Act. (Patterson Property).

(See By-Law No. 7066)

CARRIED 13:0
(Ald. Speal abstained from voting)

Report No. 64 - City of Kingston Planning Board (cont'd)

9. That Council does hereby certify that By-Law No. 6806, "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Sydenham Ward Urban Renewal)" is in conformity with the Official Plan approved and in force in the City of Kingston and with the proposed Amendment No. 59 approved at the Council Meeting on November 23, 1970, but not yet approved by the Minister.

CARRIED

10. WHEREAS 440 King Street West is designated as "Holding Zone" on the Official Plan, the policy for which requires "that the area so designated shall not be developed until an overall and feasible plan of development has been prepared";

BE IT RESOLVED that Council respectfully be requested to refer all proposed plans for development of 440 King Street West to the Planning Board for consideration and comment.

CARRIED

11. That the Township of Kingston be commended on the recent purchase of Le Moines Point.

CARRIED

Respectfully submitted,

(signed) *George N. Speal*
E. V. Swain
G. Vosper

Ald. Matthews presented Report No. 65 of the Committee on Fire, Legislation and Housing as follows.

Council consented to the amendment of clause 4 by deleting the figures "58" therefrom and substituting the figures "65" therefor.

Moved by Ald. Matthews, seconded by Ald. Keenleyside, That Report No. 65 of the Committee on Fire, Legislation and Housing be received and adopted clause by clause.

REPORT NO. 65

To the Mayor and Members of Council Kingston, June 10, 1971

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the resolution of City Council on October 26, 1970, be reaffirmed that the City's application to Central Mortgage and Housing Corporation for a grant to conduct a comprehensive survey to be withdrawn provided that the Housing Policy Survey proposed by the Institute of Local Government is accepted by Central Mortgage and Housing Corporation.

CARRIED

2. That the week of June 27 until July 4, 1971, be proclaimed as "CANADA WEEK".

CARRIED 11:3
(Ald. McDougall opposed)

3. That the following resolution of Council which was approved on May 13, 1968, be reaffirmed:

"That, as recommended by Mr. D. L. Hardtman, Q.C., City Solicitor, the Government of Ontario be requested to amend Section 469a of The Municipal Act by the addition of the following subsection:

(By-Laws may be passed by the Council of every local municipality) ...

Report No. 65 - Fire, Legislation and Housing Committee (cont'd)

3. (cont'd)

> 'For leasing or licensing the air space directly above the travelled portions of highways at an elevation which in the opinion of Council will reasonably preclude interference with the use of such highway, to the middle line thereof, except highways which are extensions or connecting links of the King's Highway, within those portions of the municipality in which land may be used for commercial or industrial purposes, to the owners or occupants of adjoining property for such consideration and upon such terms as may be agreed.'"

CARRIED

4. That a by-law be presented to Council to amend By-Law No. 4715, "A By-Law to Limit the Number of Automobile Service Stations Where Gasoline is Stored or Kept for Sale within the City of Kingston" to limit the number of automobile service stations to 65.

(See By-Law No. 7067) *CARRIED AS AMENDED 12:2*
(Ald. Travers and Ald. Webb opposed)

5. That the following resolution of the Town of Port Credit be endorsed:

> *"WHEREAS Federal property in municipalities is assessed by the Provincial Assessors and is subject to an assessment by Federal Authorities;*
>
> *AND WHEREAS such assessment may not necessarily be in agreement with the assessment made by the Provincial Assessors;*
>
> *AND WHEREAS such variation in the assessment as made by the Federal Authorities works a hardship on the Municipality involved where the assessment is lower than the assessment as made by the Provincial Assessors;*
>
> *AND WHEREAS there is no appeal against the decision of the Federal Government and therefore the Municipality's democratic right of appeal is removed:*
>
> *NOW THEREFORE be it resolved that this matter be drawn to the attention of the Minister of Finance with a view to the municipalities being granted the right of appeal."*

CARRIED

6. That no action be taken on the request of the Kingston and District Labour Council that City By-Laws be amended to provide that one member of the Housing Sub-Committee shall be a member of the Kingston and District Labour Council; and that the Kingston and District Labour Council be notified that, although it is not expressly specified in any City By-Laws, it has been the policy of Council to appoint a representative of labour to the Housing Sub-Committee each year, it being noted that one member of the 1971 Housing Sub-Committee is a representative of labour.

CARRIED 13:1

Respectfully submitted,

(signed) *K. W. Matthews* (CHAIRMAN)
J. L. Keenleyside
G. Vosper
E. Watts

Ald. Keyes presented Report No. 66 of the Committee on Finance and Accounts as follows.

Council consented to the addition of clauses 23 to 27 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Timmins, That Report No. 66 of the Committee on Finance and Accounts be received and adopted clause by clause.

REPORT NO. 66

To the Mayor and Members of Council Kingston, June 9, 1971

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the City of Belleville be ENDORSED:

> *"WHEREAS it has been brought to the attention of this Committee that Section 1 of Bill 4 (1971), an Act to amend The Crown Witnesses Act, is in Second Reading of the Legislature; and,*
>
> *WHEREAS the enactment of Bill 4 prevents the Corporation of the City of Belleville from recovering witness fees which has partially counteracted costs for attendance of Police Officers attending Court during off-duty hours;*
>
> *NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Belleville object to this added burden to costs of the Administration of Justice of this Corporation and to other municipalities and recommend that this section of the Act be removed from Legislation."*

CARRIED

2. That the Council of the Town of Whitby be notified of the support of the Council of the City of Kingston to a submission to the Province recommending that inmates and patients of Ontario Jails and Hospitals be included in the population figures used for the calculation of the Unconditional Per Capita Grant.

CARRIED

3. WHEREAS it is believed that persons elected by the taxpayers should have control of the spending of tax money;

AND WHEREAS it is believed that a majority of the members of a Conservation Authority should be elected representatives of the people;

THAT the following resolution of the City of St. Catharines be ENDORSED:

> *"WHEREAS the Niagara Region Conservation Authority has determined that its levy for 1971 will be increased by 10¢ per capita or 20%;*
>
> *AND WHEREAS the Council of the Corporation of the City of St. Catharines is opposed to such increase;*
>
> *AND WHEREAS it appears that under the legislation as it now exists the limitation on expenditures made by the Authority is determined by it subject only to the approval of the Minister of projects undertaken, and that the municipalities involved, except to the extent of their representation on the Authority, can exercise no control over such expenditures except to the apportionment of the same relative to benefits received;*
>
> *NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the City of St. Catharines hereby petitions the Government of Ontario to undertake a review of the legislation applicable to the Conservation Authorities in the Province of Ontario with particular reference to the control of total expenditures as well as specific projects, their organizational structure and their accountability to the taxpayer."*

(Note: The Finance Committee appreciate the budget co-operation it has received from the Little Cataraqui Region Conservation Authority).

CARRIED

Report No. 66 - Finance and Accounts Committee (cont'd)

4. That the following resolution of the City of North Bay be ENDORSED:

   "That this Council cause representations to be made to the Premier of Ontario and to the Minister of Justice and Attorney General of Ontario requesting appropriate statutory amendments which would enable the said Council as the elected representatives of the citizens of the City, and as the body responsible to the said citizens for the expenditure of public funds, to have authority to employ the arbitration procedure defined in The Police Act of the Province of Ontario and the appeal procedure provided for in the same Act, which authority is presently vested in the Board of Commissioners of Police by the said Act;

   And that it be indicated in the said representations, that, as matters presently stand the Council is looked to for authorizing expenditures of funds which may be awarded pursuant to the Arbitration provisions of the Police Act, but apparently have no statutory authority to be represented at such proceedings or to appeal from any award pursuant thereto."

   CARRIED

5. That an application be made to the Federal government to lease the filled lands along the northerly extensions of Ontario Street and King Street into the inner harbour, and to lease the unpatented land between these street extensions north of Lots 21-25, Original Survey of the City of Kingston, so that the rights of "free access to the shore of the Bay for all vessels, boats and persons" which was reserved in the patent of Lots 21-25 on Place d'Armes between King and Ontario Streets, dated 29 December 1864, Quebec, may be regained for the public.

   CARRIED

6. That as recommended by the Clerk-Comptroller, the request of the City Hall Staff Association and of Local 141, C.U.P.E. that the City Hall offices be closed on July 14, 1971 at 12 Noon be granted, and that those Rideaucrest employees who can be spared without affecting the efficient operation of the Home be granted appropriate time off to attend the annual staff picnic; and further, that in the event of rain that the picnic be held on July 21, 1971.

   CARRIED

7. WHEREAS the Ontario Housing Corporation has notified that they are anxious to participate in the provision of a Day Care Centre in the family and senior citizen unit complex at Weller Ave. and Wiley Street (Headway project);

   AND WHEREAS they have requested an indication of the number of children it is anticipated will be accommodated by the Day Care Centre;

   THAT the Ontario Housing Corporation be notified that accommodation for 50 children, who would be coming from the homes in the Headway project, will be required.

   CARRIED

8. That as recommended by the Clerk-Comptroller, a by-law be presented to Council to authorize the acquisition of a 10 ft. wide easement over the property of Mrs. Gladys McKenzie, being part of Lot 2, Registered Plan 54 on the East Side of Yonge Street, South of King Street, for an outlet for the Yonge Street sewer for the sum of $300.00, in accordance with the Letter of Opinion of Mr. A. M. McCorkell, A.A.C.I., it being noted that Mrs. McKenzie has agreed to accept this sum.

   CARRIED

   (See By-Law No. 7053)

9. That as requested by the Public Utilities Commission, permission be granted to the Commission to charge the sum of $24,000.00, being cost of difference between installation of 12" and 16" watermain in Phase I of Marker Acres Subdivision III, against the Water Department Special Reserve Fund, instead of issuing debentures.

   CARRIED

Report No. 66 - Finance and Accounts Committee (cont'd)

10. That as recommended by the Industrial Commission, re-application for a permit from the Cataraqui Region Conservation Authority be made to place or dump fill on the Industrial Park, being parts of Lots 22, 23 and 24, Concession III, City of Kingston, in order that rock fill may be placed on the Rapp property.

CARRIED

11. WHEREAS the lease for the City owned cottage site with Mr. Adrian Cruji for Lot 6, Registered Plan 525, Township of Pittsburgh, expires on September 1, 1971;

AND WHEREAS Mr. Cruji has requested that consideration be given to extending his lease for a further term;

THAT a by-law be presented to Council to authorize the execution of a lease agreement with Mr. Adrian Cruji for the City owned cottage site, being Lot 6, Registered Plan 525, Township of Pittsburgh, for a period of five years, for a rental of $281.25 per year (calculated on the basis of 125' water frontage at a rate of $2.25 per foot) with payments due on July 1, 1971 and annually thereafter.

CARRIED

(See By-Law No. 7054)

12. That as recommended by the Clerk-Comptroller, since the Department of Highways subsidy on expenditures authorized by By-Law No. 6833, "A By-Law to Authorize the Reconstruction of Certain Pavements" will be $10,000. less than originally estimated, a by-law be presented to Council to amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" to re-allocate the following 1971 Public Works Committee Capital Works Expenditures:

	From	To
LOCAL IMPROVEMENTS		
New Construction, Road Reconstruction and Paving of Gravel Roads	$10,000.	-
(Reduces total from $187,200. to $177,200.)		
GENERAL RATE PROJECTS		
Reconstruction	-	$10,000.
(Increases expenditure for 1970 By-Law #6833 from $125,000. to $135,000.)		

CARRIED

(See By-Law No. 7068)

13. That as recommended by the Clerk-Comptroller, a by-law be presented to Council to amend By-Law No. 7006, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)" to add to the pavement reconstruction listed in Schedule "A" of By-Law No. 7006, the block on Johnson Street from Napier Street to Macdonnell Street which was originally paved under authority of By-Law No. 30 passed October 17, 1932.

No increase in the amount to be borrowed is required as this section of work was already included in the cost estimates of By-Law No. 7006.

(See By-Law No. 7055) CARRIED

14. That as recommended by the Public Works Committee, since the tender price for reconstructing pavements on Johnson Street, from Victoria to Nelson; Johnson Street, from Frontenac easterly 185'; and Stuart Street from Albert to University Avenue exceeds the by-law amount by $7,000., by-laws be presented to Council:

(A) to amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" to re-allocate the following 1971 Public Works Committee Capital Works expenditures:

Report No. 66 - Finance and Accounts Committee (cont'd)

14. (cont'd)

(A) (cont'd)

	From	To
LOCAL IMPROVEMENTS		
Paving of Gravel Roads		
Glengarry - McMichael to Frondevco *(Reduce from $11,500. to $8,000.)*	$ 3,500.	-
GENERAL RATE		
Reconstruction *(Increase expenditures for 1970 By-Law #6701 from $20,000. to $23,500.)*	-	$ 3,500.

Note: Public Works Committee state that Glengarry Road from McMichael to Frondevco Subdivision is not a collector nor an artery, and a delay in reconstruction will not be serious.

(B) to amend By-Law No. 6701, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)" to increase the total estimated cost from $40,000. to $47,000. as follows:

	By-Law 6701	Amended By-Law
Estimated Cost:	$40,000.	$47,000.
Less D.H.O. Subsidy:	20,000.	23,500.
Net Debenture Amount:	$20,000.	$23,500.

(See By-Laws No. 7068 and 7056) *CARRIED*

15. That:

(A) as requested by the Public Utilities Commission, permission be granted to the Commission to charge the sum of $1,875.00 for additional portion of the Commission's share of construction of an 8" watermain in Day Street in 1971, against the Water Department Special Reserve Fund instead of issuing debentures.

(Increase Public Utilities Commission share from $1,100.00 to $2,975.21)

(B) as recommended by the Public Works Committee a by-law be presented to Council to authorize the construction of an 8" watermain with services in Day Street, from the end of the existing watermain northerly to the northerly limit of Lot 6, Registered Plan 396, at a total estimated cost of $7,071.00, under the provisions of Section 12 of The Local Improvement Act:

	Cost	Debenture
Owner's Share	$ 4,095.79	$ 4,095.79
Corporation's Share *(from P.U.C. Water Reserve Fund)*	2,975.21	-
Total:	$ 7,071.00	$ 4,095.79

(See By-Law No. 7057) *CARRIED*

16. That no action be taken to enlarge the area of the land proposed to be annexed in the Township of Kingston by the City of Kingston, as requested by Smith, Megginson & Thorne, Solicitors for Mr. D. L. Almas, who have submitted an objection to the Ontario Municipal Board to the proposed annexation by the City of Kingston on the basis that the land to be annexed is part of the property that Mr. Almas is purchasing by agreement, which will result in his land lying in two municipalities.

CARRIED

17. That as requested by the Public Utilities Commission, permission be granted to the Commission to charge the sum of $214,900.00 to Accumulated Net Revenue for Gas System Extensions and Improvements, as follows, instead of issuing debentures:

Transmission and Distribution	$115,700.
Consumers Services	53,000.
Meters, Regulators and Equipment	24,200.
Water Heater Rental Plan	22,000.
	$214,900.

CARRIED

18. That as requested by the Public Utilities Commission, permission be granted to the Commission to charge the sum of $128,950.00 for Water System Extensions and Improvements in 1971, as follows, against 1971 revenue and the Water Department Special Reserve Fund instead of issuing debentures:

Trunk Watermains and Distribution Mains	$ 19,200.
Proposed Subdivisions	11,700.
Equipment for Purification Plant	4,000.
Meters, Valves, Equipment & System Improvements	70,050.
	$104,950.

CARRIED

19. That, as recommended by the Public Works Committee and subject to satisfactory arrangements being made with B. W. Kirkby Co. Ltd. to finance the Corporation's share for the storm sewer, by-laws be presented to Council to authorize the construction of the following work in Benson Street under the provisions of Section 7 of The Local Improvement Act:

Description of Work			*
16" watermain Benson St. from the east limit of the HEPC easement westerly 220' (6" assessed to owners)	$11,000.00	$ 6,700.00	$ 4,300.00
18" & 24" storm sewer in Benson St. from Division St. easterly 822'	$35,000.00	$26,854.71	$ 8,145.29
32' wide asphalt pavement in Benson St. from the east limit of the HEPC easement westerly 405'	$16,500.00	$16,500.00	Nil
	$62,500.00		

* From Public Utilities Commission Special Water Reserve Fund

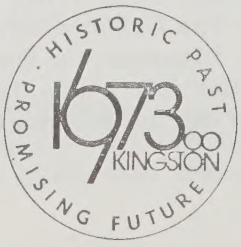
(See By-Law No. 7058(a), 7058(b), and 7058(c)) *CARRIED*

20. That for the purpose of extending the hydro electric line from the end of the existing line on Belle Park Drive 2400' easterly to Belle Island, the sum of $6,000. be authorized to be charged to "Work in Progress #3001" as a charge against By-Law No. 7000, "A By-Law to Authorize the Construction of Phase II of the Kingston Municipal Golf Course", on the understanding that if current budget funds are available at the end of the year the charge will be transferred to a capital expenditure financed from current revenue.

CARRIED

21. That the words: HISTORIC PAST, PROMISING FUTURE

and the symbol:



be adopted by the Corporation of the City of Kingston for use in connection with the celebration of the Tercentenary of the City of Kingston in 1972.

CARRIED

Report No. 66 - Finance and Accounts Committee (cont'd)

22. That Mr. R. M. Burns be appointed a member of the Housing Sub-Committee of the Fire, Legislation and Housing Committee for a term ending December 31, 1971.

CARRIED

23. That the meeting of City Council scheduled to be held on August 23, 1971, be re-scheduled to be held on August 16, 1971, instead.

CARRIED

24. That, as recommended by the Industrial Commission, a by-law be presented to Council to authorize the sale to Kingston Spinners Limited of a triangular shaped parcel of land on the south side of Dalton Avenue owned by the City lying between Dalton Avenue and the property of Kingston Spinners Limited, save and except for a 66 foot wide strip for future street allowance, for the sum of $100. with the City retaining easements for the services in the ground for the North End Trunk Sewer, etc., and with the purchaser to be responsible for local improvements.

CARRIED

(See By-Law No. 7069)

25. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Glen Lawrence Construction Company Limited to amend Contract 69-4W for reconstruction of Bath Road, to provide for use of H.L.4 hot mix asphalt at $7.40 per ton in place of specified H.L.6 hot mix asphalt at $7.90 per ton.

(See By-Law No. 7070) *CARRIED*

26. That Mr. Keith King be appointed as a member of the Committee of Adjustment for a term ending January 1, 1972.

CARRIED

27. WHEREAS on April 27, 1970, Council passed a resolution offering to act as host of the yachting competitions for the XXI Olympiad in 1976 if the City of Montreal were successful in its bid to host said Summer Olympic Games;

AND WHEREAS Montreal was successful in its bid;

AND WHEREAS it is deemed expedient that the City of Kingston undertake a feasibility study to determine the overall requirements for the 1976 Olympic yachting events prior to detailed planning and design;

AND WHEREAS Project Planning Associates Limited of Toronto, Ontario have entered into discussions with His Worship Mayor Swain as to the preparation of such a study as contained in their letter to the Mayor of June 11, 1971;

NOW THEREFORE BE IT RESOLVED THAT Project Planning Associates Limited, Toronto, Ontario, be retained by the City of Kingston to undertake a feasibility study for the 1976 Olympic Yachting Events in Kingston, under the terms of reference for Phase I of such study set out in their letter of June 11, 1971, at a cost not to exceed $22,500.00 to the City of Kingston, such study to be completed on or before September 1, 1971, and said funds to be allocated from Finance Contingencies, as available.

CARRIED

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
K. Keyes
W. T. J. Cook
K. W. Matthews
G. N. Speal
D. G. Timmins

UNFINISHED BUSINESS

Ald. Speal reported that it had been arranged for Messrs. Brown and Clark to present their report on Garbage Reclamation and Recycling to the members of Council on Monday, June 21, 1971, at 7:00 p.m. and he invited the members of Council, the members of the Garbage Advisory Committee and news representatives to be present.

Mayor Swain stated that Reclamation and Recycling was the third option for garbage disposal before the City, the other two being land fill and pulverization, and he urged the members of Council, if at all possible, to attend this presentation.

Mayor Swain stated that he wished to express the commendation of Council to the members of Kingston's Industrial Commission, to the Industrial Commissioner, and to the business, financial and industrial representatives from the community who, together, assisted in making a successful "Industrial Development Day" on June 14th.

He stated further that he had already received a number of comments from local people that this had been an excellent opportunity for them to meet outsiders and the members of the local governments.

He also stated that as a direct result of the "tour" one enquiry concerning a firm's locating in Kingston had already been received.

Mayor Swain noted that the City of Hamilton was now celebrating its 125th Anniversary and pointed out that the City of Kingston's 125th birthday had occurred in May of this year.

Ald. Cook reminded the members of Council of the meeting of the "Tree Committee" to be held on June 29th and asked, again, that interested citizens be encouraged to attend this meeting which is open to the public and the news media.

Ald. Watts reported that he had attended, on behalf of the City, at the meeting in Toronto when the multi-million dollar addition to St. Mary's of the Lake Hospital had been announced.

Ald. Watts tabled the following letters:

(1) *Major E. Watts,*
297 Elmwood Drive,
Kingston, Ontario.

June 14, 1971

Dear Major Watts:

In view of the contribution and the efforts you have made to expedite this authorization, we thought you would be interested in a copy of the enclosed letter received from Mr. Stanley Martin of the Ontario Hospital Services Commission on June 11th, 1971.

Sincerely,

"Sister Muriel Gallagher"

Sister Muriel Gallagher,
Chairman,
Board of Directors,
St. Mary's of the Lake Hospital.

SMG/cs
Encl.

(2) *Sister Mary Hagan,*
Administrator,
St. Mary's of the Lake Hospital,
Kingston, Ontario.

June 10, 1971.

Dear Sister Mary Hagan:

Further to recent consultations as between representatives of your hospital and our Commission, I am pleased to authorize your hospital to proceed in its planning process for its proposed programme, which should be contained within a total spending of up to $5.5 million.

I would stress also the importance of your people maintaining a very close liaison with the proper representatives of the QUAFHOP Council in Kingston in relation to the final development of your programme, as our Commission will be anticipating that when the programme is finally established it will have the full approval of not only this Commission, but the QUAFHOP Council.

The sympathetic understanding of your people in the rather involved processes leading up to this stage of development of the additions to your hospital has been most sincerely appreciated.

Yours sincerely,

S. W. Martin,
Chairman and General Manager,
Ontario Hospital Services Commission.

cc: Dr. John J. Deutsch,
Chairman - QUAFHOP Council.

Ald. Webb asked what the costs were for cut permits issued to the Public Utilities Commission for work done prior to road construction.

Ald. Speal replied that the Public Utilities Commission are notified of the streets scheduled for reconstruction or paving by the Works Committee and are permitted to make cuts in these streets for maintenance of the underground pipes, etc. without a cut permit fee being charged to them.

Ald. Webb asked if, when the traffic circle was removed, any of the present vehicular access points to Concession Street would be discontinued.

Ald. Speal replied that no one's access to Concession Street would be cut off.

Ald. Keyes stated that Concession Street, near the present traffic circle, may become one-way but that there would still be access to or from the one-way street. He also stated that he would be pleased to show the plans of the proposed work to any interested Alderman.

Ald. Webb stated that he was appalled at the extent of the vandalism that has occurred at McBurney Park and he suggested that consideration should be given to establishing a curfew at this park.

Ald. Webb asked that all committees consider the prohibition of smoking during their meetings.

Ald. Timmins suggested that the members of the public should also be invited to attend the meeting on June 21st to hear the presentation concerning garbage reclamation.

Ald. Matthews stated that he concurred with Ald. Webb's suggestion of prohibiting smoking at Committee meetings.

Ald. Vosper stated that the members of Council of Oxford, England, dress in red robes with mink trim for council meetings and he suggested that, perhaps, the members of Kingston's Council would consider wearing special robes at council meetings.

Ald. McDougall stated that he too wished to concur with the suggestion of prohibiting smoking during Committee meetings.

BY-LAWS

Council consented to amend By-Law (32) in accordance with Clause 4 of Report No. 65, as amended, by deleting the word "fifty-eight" and substituting the word "sixty-five", but did not consent to suspend the rules to give By-Law (32) its third reading.

Council also consented to the addition of By-Laws (44) to (47) for presentation to Council.

(a) Moved by Ald. Matthews,
Seconded by Ald. Speal,

That By-Laws 1 to 33, plus 44 and 45 receive their first reading.

CARRIED

(b) Moved by Ald. Speal,
Seconded by Ald. Cook,

That Council resolve itself into a Committee of the Whole to give By-Laws 6 to 34, plus 44 and 45 their second reading.

Ald. Vosper, Chairman.

CARRIED

BY-LAWS (cont'd)

(c) Moved by Ald. Cook,
Seconded by Ald. Timmins,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Vosper reported that By-Laws 6 to 34, plus 44 and 45 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Timmins,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 24 to 31, plus 33 and 45 their third reading.

CARRIED

(f) Moved by Ald. Timmins,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Law 32 its third reading.

LOST 8:6

(g) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Laws 24 to 31, plus 33 to 43 and 45 to 47 be given their third reading.

CARRIED

(1) A By-Law to Dedicate Certain Land as Eldon Hall Place.

(FIRST READING) (PROPOSED NO. 7038)
Clause 3, Report No. 61

FIRST READING - CARRIED 14:0

(2) A By-Law to Authorize the Execution of an Agreement with Ontario Housing Corporation (Site Plan: 50 Senior Citizen Units - "Block S", Calvin Park).

(FIRST READING) (PROPOSED NO. 7039)
Clause 5(2), Report No. 64

FIRST READING - CARRIED 14:0

(3) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Rezone 1.9 Acres Blocks "S" and "TT", Calvin Park to R3, Multiple Family).

(FIRST READING) (PROPOSED NO. 7040)
Clause 5, Report No. 64

FIRST READING - CARRIED 14:0

(4) A By-Law to Authorize the Execution of an Agreement with Patterson Concrete Products Limited (Site Plan: 36 Units - South-East Corner Princess Street and Hillendale Avenue).

(FIRST READING) (PROPOSED NO. 7041)
Clause 7(2), Report No. 64

FIRST READING - CARRIED 13:0
(Ald. Speal abstained from voting)

(5) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Establish R5, Residential, Zone and Rezone 0.73 Acres at South East Corner of Princess Street and Hillendale Avenue to R5, Residential).

(FIRST READING) (PROPOSED NO. 7042)
Clause 7, Report No. 64

FIRST READING - CARRIED 13:0
(Ald. Speal abstained from voting)

BY-LAWS (cont'd)

(6) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 61).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7043)
Clause 1, Report No. 61

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(7) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 61).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7044)
Clause 1, Report No. 61

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(8) A By-Law to Authorize the Execution of an Agreement with R. B. Abrams (Paving of Portion of Street Allowance at 55 Oak Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7045)
Clause 2, Report No. 61

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(9) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Paving of Portion of Street Allowance at 55 Oak Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7046)
Clause 2, Report No. 61

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(10) A By-Law to Authorize the Execution of an Agreement with Mac Amey Motor Sales Co. Limited (Paving of Portions of Street Allowance on the North Side of Queen Street at Barrie Street and the West Side of Barrie Street at Queen Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7047)
Clause 4, Report No. 61

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(11) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Paving of Portions of Street Allowance at North West Corner of Queen and Barrie Streets).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7048)
Clause 4, Report No. 61

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(12) A By-Law to Amend By-Law No. 181, "A By-Law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse" (Revise Rates for Disposal of Inflammable Materials at City Dump; and Regulations for Supplying of Disposal Containers).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7049)
Clauses 7 and 8, Report No. 62

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(13) A By-Law to Authorize the Execution of an Agreement with Ontario Housing Corporation (Development Agreement for "Block S", Calvin Park).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7050)
Clause 5(1), Report No. 64

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

BY-LAWS (cont'd)

(14) A By-Law to Authorize the Execution of an Agreement with Patterson Concrete Products Limited (Development Agreement: South-East Corner Princess Street and Hillendale Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7051)
Clause 7(1), Report No. 64

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(15) A By-Law to Amend Amendment No. 59 of Official Plan of the City of Kingston Planning Area (Revise Schedule "A-1").

(FIRST AND SECOND READINGS) (PROPOSED NO. 7052)
Clause 7, Report No. 64

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(16) A By-Law to Authorize the Execution of an Agreement with Mrs. Gladys McKenzie (Sewer Easement: Yonge Street Sewer Outlet - Lot 2, Plan 54).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7053)
Clause 8, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(17) A By-Law to Authorize the Execution of an Agreement with Adrian Cruji (Lease: City Owned Cottage Site - Township of Pittsburgh).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7054)
Clause 11, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(18) A By-Law to Amend By-Law No. 7006, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate). (Revise Schedule "A").

(FIRST AND SECOND READINGS) (PROPOSED NO. 7055)
Clause 13, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(19) A By-Law to Amend By-Law No. 6701, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)" (Increased Costs).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7056)
Clause 14, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(20) A By-Law to Authorize the Construction of an 8 inch Watermain, with Services, in Day Street from the End of Existing Watermain Northerly to the Northerly Limit of Lot 6, Registered Plan 396, Under the Provisions of Section 12 of *The Local Improvement Act*.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7057)
Clause 15, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(21) A By-Law to Authorize the Construction of a 16 Inch Watermain in Portions of Benson Street Under the Provisions of *The Local Improvement Act* (Petitions).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7058(a))
Clause 19, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(22) A By-Law to Authorize the Construction of an 18 Inch and 24 Inch Storm Sewer in Portions of Benson Street Under the Provisions of *The Local Improvement Act* (Petitions).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7058(b))
Clause 19, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

BY-LAWS (cont'd)

(23) A By-Law to Authorize the Construction of a 32 Foot Wide Asphalt Pavement in Portions of Benson Street Under the Provisions of *The Local Improvement Act* (Petitions).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7058(c))
Clause 19, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(24) A By-Law to Authorize the Execution of an Agreement with Jack Elzinga and Lyle J. Elliott (Committee of Adjustment: Application No. 533).

(THREE READINGS) (PROPOSED NO. 7059)
Committee of Adjustment

Note: Agreement provides for conveyance of 225 Concession Street for use as a Class 'B' License Garage (no gasoline pumps) on conditions that there be no structural changes to building, except enlargement of door and a work pit inside, and no vehicular parking in front of building, except for vehicles being repaired.

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(25) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Paving of 1 Foot Strip of Street Allowance at 290 Queen Street).

(THREE READINGS) (PROPOSED NO. 7060)
Clause 5, Report No. 61

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(26) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Driveway Entrance: 552 Princess Street).

(THREE READINGS) (PROPOSED NO. 7061)
Clause 6, Report No. 61

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(27) A By-Law to Authorize the Execution of an Agreement with W. B. Bennett Paving and Materials Limited for Reconstruction of Princess Street from Macdonnell to Regent Street (Contract 71-3W).

(THREE READINGS) (PROPOSED NO. 7062)
Clause 4, Report No. 62

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(28) A By-Law to Authorize the Execution of an Agreement with W. B. Bennett Paving and Materials Limited for Resurfacing of Pavement on Portion of Princess Street Between Division and Alfred Streets (Contract 70-8W).

(THREE READINGS) (PROPOSED NO. 7063)
Clause 5, Report No. 62

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(29) A By-Law to Authorize the Execution of an Agreement with W. B. Bennett Paving and Materials Limited for Pavement Construction and Resurfacing (Contract 71-2W).

(THREE READINGS) (PROPOSED NO. 7064)
Clause 6, Report No. 62

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

BY-LAWS (cont'd)

(30) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Exception: 3.6 Acres at 440 King Street West - Zone "A" and to Rescind By-Law No. 6997).

(THREE READINGS) (PROPOSED NO. 7065)
Clause 2, Report No. 64

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(31) A By-Law to Designate Lots 5 and 14, Registered Plan 360, City of Kingston, to be Deemed NOT to be a Registered Plan of Subdivision for the Purposes of Sub-Section (2) of Section 26 of *The Planning Act*.

(THREE READINGS) (PROPOSED NO. 7066)
Clause 2, Report No. 64

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(32) A By-Law to Amend By-Law No. 4715, "A By-Law to Limit the Number of Automobile Service Stations Where Gasoline is Stored or Kept for Sale Within the City of Kingston" (Reduce Limit from Seventy-Five to Sixty-Five).

(TWO READINGS) (PROPOSED NO. 7067)
Clause 4, Report No. 65

FIRST READING - CARRIED AS AMENDED 12:2
SECOND READING - CARRIED AS AMENDED 12:2
(Ald. Vosper and Ald. Webb opposed)

(33) A By-Law to Amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" (Revision No. 2).

(THREE READINGS) (PROPOSED NO. 7068)
Clauses 12 and 14, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(34) A By-Law to Authorize the Execution of an Agreement with the Canadian Pacific Railway Company (Land Acquisition - Place d'Armes).

(SECOND AND THIRD READINGS) (PROPOSED NO. 6884)
Clause 9, Report No. 6

SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(35) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Sydenham Ward Urban Renewal Area).

(THIRD READING) (PROPOSED NO. 6806)
Clause 1, Report No. 94, 1970

THIRD READING - CARRIED 14:0

(36) A By-Law to Amend By-Law No. 6165, "A By-Law to Authorize the Reconstruction of Ontario Street from Place d'Armes Northerly, Including Turn-off to Place d'Armes, as a Charge to the General Rate" (Increased Costs).

(THIRD READING) (PROPOSED NO. 6890)
Clause 9, Report No. 6

THIRD READING - CARRIED 14:0

(37) A By-Law to Authorize the Construction of Street Lighting on a Portion of the Bath Road at a Total Cost of $38,500.00.

(THIRD READING) (PROPOSED NO. 6988)
Clause 6, Report No. 42

THIRD READING - CARRIED 14:0

BY-LAWS (cont'd)

(38) A By-Law to Authorize the Construction of a New Administration Building on Counter Street for the Public Utilities Commission.

(THIRD READING) (PROPOSED NO. 6989)
Clause 7, Report No. 42

THIRD READING - CARRIED 14:0

(39) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 53).

(THIRD READING) (PROPOSED NO. 7022)
Clause 1, Report No. 53

THIRD READING - CARRIED 14:0

(40) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Paving - Mack Street at Macdonnell Street: Rockdale Dairy Limited).

(THIRD READING) (PROPOSED NO. 7023)
Clause 2, Report No. 53

THIRD READING - CARRIED 14:0

(41) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Parking on Paved Boulevard - Mack Street at Macdonnell Street: Rockdale Dairy Limited).

(THIRD READING) (PROPOSED NO. 7024)
Clause 2, Report No. 53

THIRD READING - CARRIED 14:0

(42) A By-Law to Authorize the Execution of an Agreement with Rockdale Dairy Limited (Paving and Parking on Boulevard - Mack Street at Macdonnell Street).

(THIRD READING) (PROPOSED NO. 7025)
Clause 2, Report No. 53

THIRD READING - CARRIED 14:0

(43) A By-Law to Authorize the Purchase of Part of Lot 3, Plan 793 on the North Side of Sutherland Drive (East of Shaw Street) from Floyd Young and Carrie Young.

(THIRD READING) (PROPOSED NO. 7029)
Clause 10, Report No. 60

THIRD READING - CARRIED 14:0

(44) A By-Law to Authorize the Sale of Land on the South Side of Dalton Avenue to Kingston Spinners Limited.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7069)
Clause 24, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(45) A By-Law to Authorize the Execution of an Agreement with Glen Lawrence Construction Company Limited to Amend Contract 69-4W for Reconstruction of Bath Road (Revise Type of Hot Mix Asphalt).

(THREE READINGS) (PROPOSED NO. 7070)
Clause 25, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(46) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Roof Drainage - South West Corner Queen and Barrie Streets).

(THIRD READING) (PROPOSED NO. 7026)
Clause 3, Report No. 58

THIRD READING - CARRIED 14:0

BY-LAWS (cont'd)

(47) A By-Law to Authorize the Execution of an Agreement with J. Papadakis (Roof Drainage - South West Corner Queen and Barrie Streets).

(THIRD READING) (PROPOSED NO. 7027)
Clause 3, Report No. 58

THIRD READING - CARRIED 14:0

MOTIONS

(1) Moved by Ald. Matthews,
Seconded by Ald. Keenleyside,

That the congratulations of Council be extended to Fire Chief C. Warren Gibson on being elected 1st Vice-President of the Ontario Association of Fire Chiefs.

CARRIED

(2) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That the condolances of Council be extended to the family of the late Douglas Kelly, and the appreciation of Council be recorded for his services to the community on the Police Force and to the youth of the City in sports activities.

CARRIED

The following motions were also considered:

(3) Moved by Ald. Brightman,
Seconded by Ald. Matthews,

That the condolances of Council be extended to the family of the late Edith Blaney.

CARRIED

(4) Moved by Ald. Cook,
Seconded by Ald. Watts,

That the appreciation of Council be extended to the Jesuit Fathers who have rendered outstanding service for the past forty years at Regiopolis College and in the community.

CARRIED

(5) Moved by Ald. Webb,
Seconded by Ald. Brightman,

That the congratulations of Council be extended to Mayor Swain on being elected a Vice-President of the Association of Ontario Mayors and Reeves.

CARRIED

(6) Moved by Ald. Watts,
Seconded by Ald. Webb,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 9:58 P.M.

(L.S.)

(signed) *"T. J. McKibbin"*
CLERK-COMPTROLLER

(signed) *"E. V. Swain"*
MAYOR

Local Govt.

CITY COUNCIL MEETING NO. 14

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, June 28, 1971, at 8:10 p.m., His Worship Mayor Swain presiding.

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (15).

TABLING OF DOCUMENTS

(67) Copy of *"Proposal for the Kingston Reclamation Project"* by R. H. Clark and J. H. Brown, Queen's University, dated June 15, 1971.

(Note: Copies distributed to all members of Council)

(To be Referred to the Public Works Committee)

(68) From the Ontario Water Resources Commission, *"Interim Province of Ontario Contingency Plan for Spills of Oil and Other Hazardous Materials"* dated May 1971.

(69) From The Ontario Municipal Association, *"OMA Legislative Bulletin"* dated June 18, 1971.

(70) From the Ontario Department of Municipal Affairs, *"1970 Annual Report"* for the year ending December 31, 1970.

COMMUNICATIONS

To be Filed:

(285) From the International Hockey Hall of Fame, thanking Council for their grant in the amount of $1,000. for the year 1971.

(286) From the Bureau of Municipal Research, *"B.M.R. Comment"* May, 1971 -- $124.

(287) From Mr. C. J. Keller, on behalf of the Honourable E. J. Benson, Minister of Finance, acknowledging receipt of Council's resolution concerning the Federal Government and lease of land (R.66(5)71).

(288) From the Ontario Municipal Board, duplicate original of Order regarding an appeal by the City against a decision of the Committee of Adjustment granting an application by Aaron Palmer for the establishment of a laundromat at 295-297 Division Street.

Which Has Been Referred to the Fire, Legislation and Housing Committee:

(289) From Mrs. Bertha Walker, 36 Pine Street, Kingston, clipping from the Toronto Star Weekly concerning a "dog directive" by-law which has been in force in Boucherville, Quebec, since April 15, 1971.

To be Referred to the City of Kingston Planning Board:

(290) From the Department of Municipal Affairs, approving Amendment No. 56 to the Official Plan for the City of Kingston Planning Area (Sydenham Ward Urban Renewal Area), with modification by the Minister pursuant to Sections 12 and 14 of the Planning Act by deleting the Explanatory Text and substituting revised Explanatory Text.

Which Has Been Referred to the City of Kingston Planning Board:

(291) From Mr. R. W. Clark, President, Parkington Corporation, finished site plan for Worthington Park, for approval by the City.

(291a) Copies of Official Plan & Zoning Amendment Applications by Freebro Leasehold Limited, for a 3.144 acre parcel of land at the south-west corner of the Alcan property on Princess Street. The proposal is for a four storey office building approximately 90' x 210'. The present zoning is M2 Industrial and the Official Plan is designated as Industrial. The applicant requests a C2 Commercial Zone and a Commercial designation on the Official Plan.

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee:

(292) From Mrs. D. W. Geiger, 100 Cliff Crescent, Kingston, as follows:

"I believe that more than 44% of the Kingston waterfront is publicly owned, with the increased ownership percentage lying in the area of Federal ownership.

There are water lot areas which I have been told, during the past few years in my conversations with various Federal officials, are under lease or license of occupation from the Federal Government, yet are marked in A STUDY OF THE CITY OF KINGSTON WATERFRONT, June, 1971 as being privately owned. I believe that it is important to recognize the distinction between areas which are privately owned, and areas which are public lands presently leased.

The discrepancy has arisen since the information about ownership for the 1971 Study was obtained from the Assessment Office records. The assessment office checks from their information at the Registry Office, but the Federal Government has not registered its title to all of the Public Harbour of Kingston. There are areas of encroachment on these public federal lands which have been recorded as "owned" privately. The assessment office also checks with the listed owners, who may not object when there is no check on maintaining the public claim to the harbour land. This confusion has arisen over many years and only since the federal survey of 1968 has information concerning the public lands become clear.

The Briggs Survey, dated Sept. 11, 1968, indicates many areas of unpatented land. The Department of Transport, Marine Works Branch, Memorandum Respecting Applications for Water Lot Leases and Licences in Public Harbours, states that, "The beds of all harbours in Canada, which were public harbours at the time of Confederation of which Dominion Patents have not since issued, are the property of the Dominion Government." And according to federal laws, no title can be acquired to federal lands by reason of occupation.

In order that the City may make plans based on correct information, and in order to clarify the long-term public interest in the Kingston waterfront lands, and in further support of part of the resolution received from Public Works Committee at Finance Committee on March 19, 1969, "That it be recommended to the Finance Committee that immediate steps be taken to determine the number and ownership of the water lots within the City limits, particularly those located at the end of streets, and that steps be also taken to obtain a lease or ownership of all water lots", I request City Council to:

1. *Request the Federal Government to record in the Assessment and Registry Offices its ownership of the Kingston Harbour bed, and the unpatented filled areas, and the federal leases or licenses of any of these lands.*
2. *Request the Provincial Government to record in the Assessment and Registry Offices its ownership of the bed of the waters west of the extension of Portsmouth Avenue, and its ownership of any of the filled lands to which it has title, and any provincial leases or license of any parts of these lands.*

Taxes can still be payed on leased lands, and according to the Assessment Offices there is no change in assessment whether the land is owned or leased.

I believe that the proper local recording of the ownership of these public lands will be of benefit to the public interest."

COMMUNICATIONS (cont'd)

To be Referred to the Public Works Committee:

(293) From Mr. & Mrs. C. Brian Findlay, 1261 Montreal Street; complaining about a treacherous ditch to the north of their lot, opposite the entrance to Marke Acres Subdivision, which was never tiled and filled in upon completion of the intersection; stating that since a bus stop is located at the head of this ditch it has become a regular dumping spot for the City's litter-bugs; and requesting that the possibility of finishing the job of filling in the ditch be investigated.

To be Referred to the Fire, Legislation and Housing Committee and to the Housing Sub-Committee:

(294) From the Association of Ontario Housing Authorities, advising of their 19th Annual Conference to be held at the Holiday Inn, Sudbury, on October 17, 18 and 19, 1971.

To be Referred to the City of Kingston Planning Board:

(295) From The Empire Life Insurance Company, objecting to By-Law No. 6806 (Sydenham Ward Urban Renewal Zone) on the following grounds:

(a) The proposed re-zoning from "E" to "Bb" of the area bounded on the south-west by Earl Street on the north-east by Ontario Street, on the north by William Street and on the north-west by a line drawn approximately midway between King Street East and Ontario Street is:

(i) discriminatory in that the Company is the owner of a large block of such land purchased in anticipation of expansion of its Head Office buildings located in the land adjacent to the North of such land and would be prohibited from using this land for such purpose whereas the existing area zoned "E" lying generally to the East of such land is proposed to be unchanged presumably to permit another proposed development of a mixed nature;

(ii) the proposed zoning of such land will be a hardship and oppressive to the Company for the reasons mentioned in (i) above and also because such lands have been held by the Company for such years at considerable expense and with no appreciable income in anticipation of such expansion;

(b) The proposed re-zoning of such land as indicated on the map attached to such by-law amendment would constitute a "spot zoning"; and

(c) The proposed re-zoning of such land is not consistent with good planning because such land logically forms part of the land lying generally to the East now zoned "E" and proposed to be left zoned "E" or the area to the West presently zoned "Cc" or the land lying generally to the North part of which is occupied by the Company and proposed to be re-zoned "Cc"; and

(d) If such land is left zoned "E" or re-zoned "Cc" it would be satisfactory to the Company and would not adversely affect any existing housing in such land which is only minimal at present;

(e) Such further and other objections as Counsel may advise and advance at any hearing to be held in connection with the approval of such amending by-law.

(296) From Mrs. D. W. Geiger, 100 Cliff Crescent, Kingston, as follows:

> *"I object to By-Law 6806, A By-Law to Amend By-Law 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston (Sydenham Ward Urban Renewal), because the by-law re-zones part of the public harbour of Kingston to prohibit the use of the existing wharfs and piers for legitimate harbour purposes. The area to which I object is shown outlined in red on the enclosed map (from the Briggs survey).*

COMMUNICATIONS (cont'd)

To be Referred to the City of Kingston Planning Board (cont'd)

(296) (cont'd)

> *The public harbour of Kingston, as described in Schedule 'A' to the Ontario Harbours Agreement Act, follows the natural high water mark of the westerly bank of the Cataraqui River and of Lake Ontario. The natural high water mark is indicated on the enclosed map, and the water lots and filled lands between the water lots and the water's edge are still part of the harbour, as wharfs and piers.*
>
> *The existing zoning, E, permits the use of these wharfs and piers and permits other harbour uses.*
>
> *The new zoning prohibits all uses of land except for a multiple family dwelling, and the uses permitted in A and B zones, which do not include harbour uses. If this land in the harbour is restricted to residential uses, new wharfs and piers may have to be built in the future, thus filling and encroaching on the public harbour and navigable waterway.*
>
> *I ask that By-Law 6806 be amended so that the harbour area owned by the City be zoned Harbour Open Space, and that the other lands be zoned according to the various harbour classifications which I submitted to the City of Kingston Planning Board on June 24, 1971."*

PETITIONS

REPORTS

Ald. Keyes presented Report No. 67 of the Committee on Traffic and Streets as follows.

Moved by Ald. Keyes, seconded by Ald. McDougall, That Report No. 67 of the Committee on Traffic and Streets be received and adopted clause by clause.

REPORT NO. 67

To the Mayor and Members of Council Kingston, June 22, 1971

The Traffic and Streets Committee reports and recommends as follows:

It was agreed to divide the question on Clause 1.

1. That by-laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

(a) that parking be prohibited on the west side of Regent Street from 125 feet south of Park Street to 165 feet south of Park Street;

CARRIED

(b) that the parking area with the 15 minute time limit on the west side of Division Street from 50 feet north of Pine Street to 100 feet north of Pine Street be extended southerly to 30 feet north of Pine Street;

CARRIED 12:3

(c) that, as requested by the Kingston Housing Authority, parking be prohibited on the north side of Van Order Drive from the extension of the south side of the northerly leg of Metcalfe Avenue south-easterly 65 feet;

CARRIED

(d) that parking be prohibited on both sides of Montreal Street from the City limit to the south side of Lot 25 of Registered Plan No. 1151;

CARRIED

Report No. 67 - Traffic and Streets Committee (cont'd)

1. (cont'd)

(e) that the diagonal parking on the west side of Ontario Street between Brock and Market Streets be converted to parallel parking;

CARRIED

(f) that the following changes be made to improve parking control in locations where bus stops were recently removed:

(i) that parking be prohibited on the west side of Ontario Street from Brock Street northerly 80 feet;

CARRIED

(ii) that two metered parking spaces be established on the east side of King Street from 36 feet north of Brock Street to 80 feet north of Brock Street;

CARRIED

(iii) that parking be prohibited on the east side of King Street from Brock Street northerly 36 feet;

CARRIED

(iv) that parking be prohibited on the north side of Brock Street from Montreal Street westerly 140 feet;

CARRIED

(v) that parking be prohibited on the north side of Brock Street from Division Street easterly 118 feet;

CARRIED 13:2

(vi) that the loading zone on the north side of Brock Street from 80 feet east of Bagot Street easterly 25 feet be relocated to 63 feet east of Bagot Street easterly 37 feet, and that parking be prohibited between Bagot Street and this loading zone;

CARRIED

(g) that parking be prohibited on the north side of Main Street from Division Street easterly 75 feet;

CARRIED

(h) that the words "Dorchester Boulevard" be deleted from Sections 25(a) and 25(b) of By-Law No. 24 and the words "Sir John A. Macdonald Boulevard" be substituted in lieu thereof;

CARRIED

(i) that parking be prohibited on the south side of William Street from Sydenham Street to Clergy Street.

CARRIED

(See By-Laws No. 7072 and 7073)

2. That the City continue to permit access on the extension of Hagerman Avenue to the property being purchased by Mr. Alfred A. Charlton, being Part Lot 5, Concession W.G.C.R.

CARRIED

3. That a by-law be presented to Council to dedicate as part of Conacher Drive the one foot reserve at the west end of Conacher Drive as shown on Registered Plan No. 1391, since Mr. A. Marker has met all the requirements of the Subdivision Agreement for Phase I of Marker Acres No. 3.

CARRIED

(See By-Law No. 7078)

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
J. L. McDougall
T. A. Hagerman
G. Vosper
G. L. Webb

Ald. Timmins presented Report No. 68 of the Committee on Social Services as follows.

Moved by Ald. Timmins, seconded by Ald. Hagerman, That Report No. 68 of the Committee on Social Services be received and adopted.

REPORT NO. 68

To the Mayor and Members of Council Kingston, June 17, 1971

The Social Services Committee reports and recommends as follows:

1. WHEREAS the General Welfare Assistance payments of the City of Kingston have, with a single exception, shown increases in every year from 1960 to 1970, having risen from $188,000. in 1960 to $365,000. in 1965 and to $1,278,000. in 1970, and the rise is still continuing in 1971 (see attached graph);

AND WHEREAS these rates of increase are totally insupportable, being about 16.75 per cent per year for the whole period 1960-1970 and 25.73 per cent for the recent period 1965-1970, producing direct payments of $4.3 millions at 1980 using the 1960-1970 trend, or $10.5 millions using the 1965-70 trend;

AND WHEREAS there is no reason to believe that the experience of the City of Kingston is in any way unusual but is merely another indication that the granting of welfare assistance in this Province has gone out of control;

THEREFORE BE IT RESOLVED that this Council appeal to the Provincial Government to amend The General Welfare Assistance Act to permit municipalities to apply a more selective and restrictive policy as regards employable persons to the end that total costs may be reduced and so that it may therefore be possible to apply the remainder with more imagination and with a greater likelihood of eventual independence for those presently in need;

AND that copies of this resolution should be circulated to other cities of the province asking for their endorsement.

(See following motion to refer back to Committee)

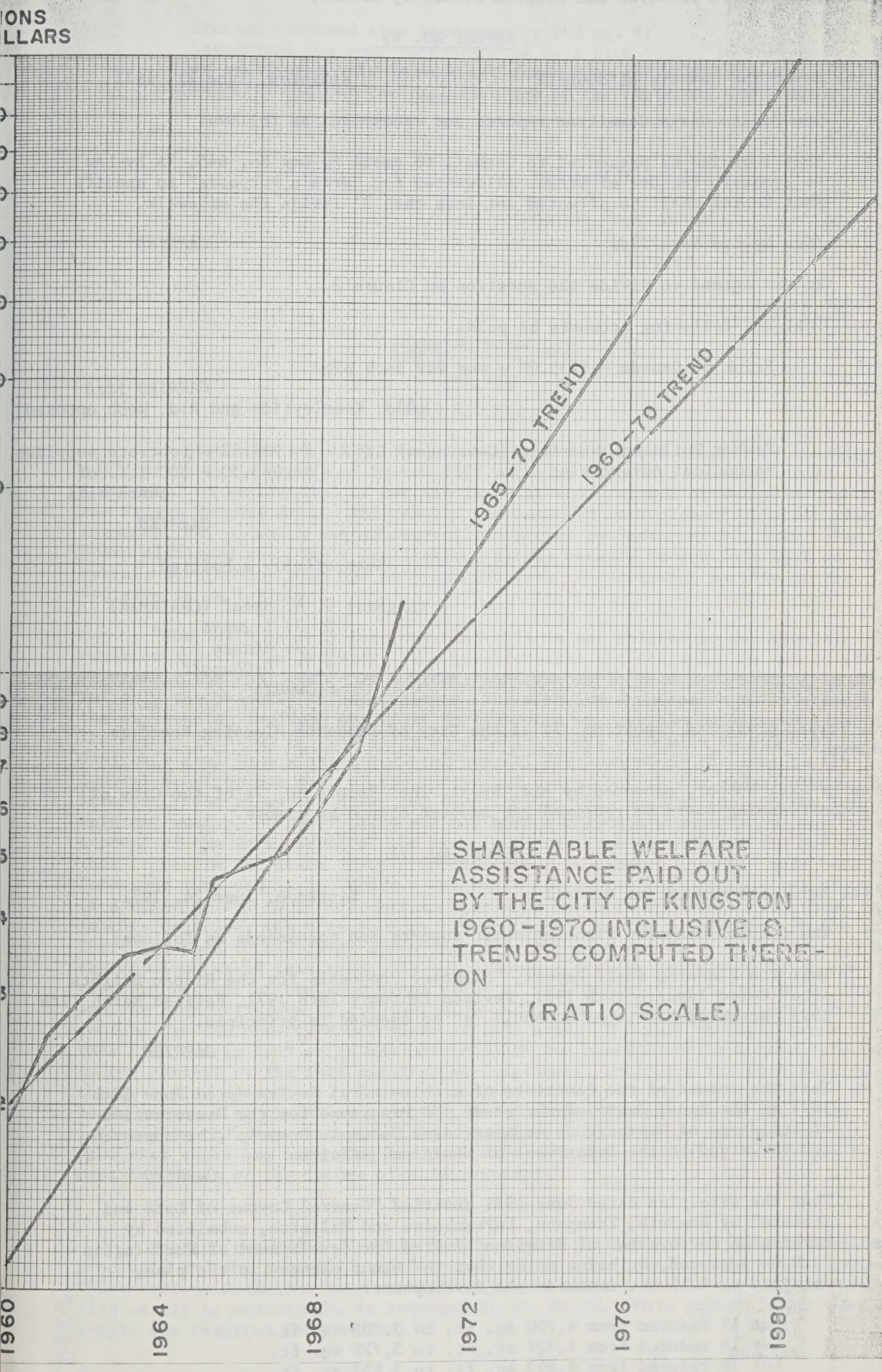
Moved by Ald. McDougall,
Seconded by Ald. Webb,

That Clause 1, Report No. 68, be referred back to Committee, and be brought back at the next meeting of Council.

CARRIED 12:3

Respectfully submitted,

(signed) *D. G. Timmins* (CHAIRMAN)
T. A. Hagerman
E. J. Blaney
V. C. Brightman
J. L. McDougall



SHAREABLE WELFARE ASSISTANCE PAID OUT BY THE CITY OF KINGSTON 1960-1970 INCLUSIVE & TRENDS COMPUTED THEREON

(RATIO SCALE)

Ald. Speal presented Report No. 69 of the Public Works Committee as follows.

Moved by Ald. Speal, seconded by Ald. Travers, That Report No. 69 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 69

To the Mayor and Members of Council Kingston, June 21, 1971

The Public Works Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances for Certain Purposes" to specify that fences shall be situated not less than 3' inside the sidewalk.

(See By-Law No. 7074) *CARRIED*

It was agreed to divide the question on Clause 2.

2. That the following accounts be paid:

Frink of Canada - $735.00 - one way snow plow

CARRIED 13:2
(Ald. Keenleyside and Ald. Webb opposed)

Marker Building Materials (Cataraqui) Ltd. - $ 929.42 - concrete supplies
Mechanical Advertising Ltd. - $1,043.50 - 500 l.f. of guard rail

CARRIED

Respectfully submitted,

(signed) *G. N. Speal* (CHAIRMAN)
D. J. Travers
E. J. Blaney
J. L. McDougall
E. Watts

Ald. Vosper presented Report No. 71 of the City of Kingston Planning Board as follows.

Moved by Ald. Vosper, seconded by Ald. Speal, That Report No. 71 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 71

To the Mayor and Members of Council Kingston, June 24, 1971

The City of Kingston Planning Board reports and recommends as follows:

1. That the Planning Staff Report, "Planning Proposals for the Rideau Heights Area" dated January 14th 1971, Revised February 18th 1971, Revised March 11th 1971, attached hereto as Schedule "A" be adopted in principle.

CARRIED

2. That the report of the Committee of Architectural Review dated June 15th 1971 on the final draft of the study, "A Programme for the Preservation of Buildings of Historic or Architectural Value in Ontario", be approved, and forwarded to the Department of Municipal Affairs.

CARRIED

3. That the site plan dated June 1971 entitled "General Layout of Lots and Streets" by Dominik, Thompson, LaFramboise and Mallette, submitted by Parkington Corporation of Kingston Limited for development of Worthington Park be approved, it being noted that the minor changes in the plan, detailed as follows, improved the development:

Lot 15 reduced from 4,700 sq. ft. to 3,735 sq. ft.
Lot 16 reduced from 4,737 sq. ft. to 3,720 sq. ft.
Lot 18 reduced from 4,693 sq. ft. to 3,952 sq. ft.
Lots 66 and 67 now face south instead of facing west as on the first plan. (These changes were made to correct an error in our astronomic bearing along the south boundary).

Report No. 71 - City of Kingston Planning Board (cont'd)

3. (cont'd)

Storage compound area increased by 900 sq. ft.
Laundromat has been re-designated as a Club House, to include in addition to the laundromat, games room and reception and banquet hall for the exclusive use of the residents and guests.

CARRIED

Respectfully submitted,

(signed) G. N. Speal
E. V. Swain
G. Vosper

SCHEDULE "A"

PLANNING PROPOSALS
FOR THE
RIDEAU HEIGHTS AREA

On September 16, 1970, The Ontario Municipal Board considered the City's application for approval of By-Law 6589 which provided for rezoning from Industrial to Residential of certain lands at the west end of Weller Avenue in the Rideau Heights Area. This by-law was intended to implement Official Plan Amendment No. 55 which was subsequently approved on September 17, 1970. The Board dismissed the City's application, partly because it was felt that an overall development plan had not been adopted. The relevant section of the decision is as follows:

"The issue here is land use, and this is not related to any specific owner or user of the property. The question that the Board has to ask of itself is whether the application is a proper and reasonable land use, bearing in mind not only the property to be developed, but also its development in relation to the surrounding land use presently in existence or possible future development. The second question is, has every reasonable effort been made to see that this desirable goal is achieved, i.e. the overall development of the area to the general benefit, not only of the individual users, but in the overall community interest. The answer to these two questions in this application, in the Board's opinion, must be - "No". There has not been a reasonably enunciated long term concept of the development of the area to warrant the approval of the portion that is before the Board in this application. An attempt has been made here to determine land use in isolation. The Board recognizes that it is often the policy of a municipality to permit certain uses upon specific application to them, but in this instance, there is so much uncertainty as to the development in the area. There has been considerable discussion over the past number of years respecting the development of this area. It now assumes a greater importance to do some pre-planning because of the questioned stock of residential versus industrial lands and the discontinuance of the quarrying operations. There is no overall context to consider the orderly development of this area. The only specific study of this area was in 1967 which was not in depth and considered the future land uses in the context of the then existing circumstances, including the continuation of the quarrying operations. There is uncertainty respecting practically all of the lands surrounding the Headway project and includes the balance of the lands included in the present application. There is also no evidence presented to show that there has been adequate provision made for commercial facilities to meet the needs of the future area inhabitants."

- - - - - - - - - -

Most of the Rideau Heights Area has been the subject of various planning proposals and the intended uses for most of the area have been decided. However, these various decisions have not recently been collected into one comprehensive plan as, it is understood, is required by the Board. This report is intended to supply the required information.

SCHEDULE "A" (cont'd)

Location and Description

For the purpose of this report, the Rideau Heights Area is regarded as the area of about 667 acres bounded by The Macdonald-Cartier Freeway, Division Street, the Great Cataraqui River and Elliot Avenue. It is part of a much larger area annexed from Kingston Township in 1952.

Residential

When annexed, the area was mostly vacant farm land except for some residential development scattered along Weller Avenue and Montreal Street. Much of the latter consisted of substandard single family housing, a condition largely corrected by an urban renewal scheme in 1964-66. In 1960, Riverview Court was constructed on Montreal Street providing 71 units of low rental subsidized housing in row housing and small apartments. An additional 30 units were constructed in 1965.

In 1961 the Marker Acres subdivision was approved north of Rideau Heights Public School. To date, 125 homes have been built, mostly single family. This project of approximately 127 acres, when completed, will accommodate approximately 185 single family houses, 200 duplex units and 806 apartment units as well as 4.7 acres of commercial. In 1964 the Crestview subdivision was approved to permit 64 R-2 lots and 1,573 R-3 units. About 73 units have been built.

Undeveloped lands, designated but not yet approved for residential development, amount to about 55 acres and consist principally of two tracts at the west end of Weller Avenue. One area of 12 acres south of Weller Avenue is the subject of an application for a mobile home park (recommended for approval by the Planning Board on February 11, 1971). The other area of about 43 acres on the north side of Weller Avenue is the site of the proposed Headway project which may accommodate a total of 679 units of row housing and apartments.

Table 1 shows the acreage, existing and proposed units, for each site. It may be noted that out of a total of 4,340 existing and proposed units, only 774 or 18% have been built.

TABLE I

RIDEAU HEIGHTS AREA

RESIDENTIAL DEVELOPMENT

		Acres	Units		
			Existing	Proposed	Total
Marker Acres	- Single	127.0 ±	125	60	185
	- Duplex	Gross	6	194	200
	- Multiple		-	806	806
Crestview	- Single	129.5 ±	41	-	41
	- Duplex	Gross	32	128	160
	- Multiple		-	1,573	1,573
Headway	- Multiple (Row)	43.357 Acs.	-	246	246
	- Multiple Med.	Gross	-	380	380
	- Multiple Sr. Citizens		-	53	53
Riverview Court	- Multiple	9.5 Ac. ±	101	-	101
Parkington Mobile Home Park		12.5 ±		104	104
Other	- Single and Duplex	106.8 ± Gross	469	-	469
	- Multiple (Whiteman & N/Elliot Ave.)	14.4 ±	-	22	22
	TOTALS:	443.06 Acs.±	774	3,566	4,340

Note: Gross acreages include some non-residential, e.g. commercial.

SCHEDULE "A" (cont'd)

Dwelling Composition

The development of the Rideau Heights Area has been slow compared with other suburban neighbourhoods in the City, possibly due to its location in the extreme north-east section of the municipality and its physical separation from other residential districts. While other areas were developing rapidly in response to the demand for single family detached housing, the Rideau Heights Area developed at a much slower pace. In the meantime, the housing market changed significantly towards multiple family types of accommodation. Consequently, it is to be expected that with Rideau Heights now representing the largest undeveloped residential area in the City, that the total housing composition there will contain a higher proportion of multiple family units than other areas which developed earlier. Table 2 indicates that when fully developed the areas occupied by single family and multiple family housing will be about equal but the percentage split for units will be 27/73.

TABLE 2

RIDEAU HEIGHTS AREA

RESIDENTIAL LAND USE & DWELLING UNIT DISTRIBUTION

	Acres	%	Units	%
One & two family	239.6)	56.7	1055)	27
Mobile home park	12.5)		104)	
Multiple family medium density	190.2)	43.3	3128	73
Multiple family senior citizens	1.8)		53	
Total -	444.1		4340	

Parks and Community Facilities

Total planned park land for the Rideau Heights Area is 34.47 acres consisting of 17.77 acres of developed park land, 15.80 acres proposed, and .9 acres proposed private park. This will be a ratio of 2.68 acres per 1000 persons assuming a predicted population of 13,000 which is below the present overall City ratio of 4.8 acres per 1000 persons although above the generally accepted standard of one (1) acre of playground space per 1000 persons.*

Shannon Park, on Daly Street, is partially occupied by the Wally Elmer Community Centre which provides an indoor surface for lacrosse, skating and a recreation hall for various community activities.

The proposed Headway project makes provision for 8.0 acres of public park and 0.93 acre for a Day Care Centre.

Table 3 shows existing and proposed parks and acreages.

TABLE 3

RIDEAU HEIGHTS AREA

PARKS (acres)

	Existing	Proposed
Shannon	9.50	
Drennan Street	2.10	
Marker Subdivision	6.17	
Crestview Subdivision		6.87
Headway Subdivision		8.93
Parkington (private Park)		0.90
	17.77	16.70
Total -		34.47

* For park purposes, Kingston is divided into six districts. The Rideau Heights Area is District 1 but District 6 adjacent to the south contains Bell Island and the Municipal Golf Course which constitute significant components in the public open space system in the north-east part of the City. Development for recreation purposes of the swamp lands along the west shore of the Great Cataraqui River offer possibilities of a substantial increase in the total amount of public open space.

Schools

At present there are two public schools and one separate school occupying 16.9 acres. Total existing capacity and enrollment are 1419 and 882 respectively. There is a combined unused capacity of 537 pupils or 37.8 per cent. Three public school sites totalling 25.6 acres are provided in the plan for ultimate enrollment estimated at 2078 or 2507 including separate school pupils. An option on a second separate school site in the Crestview subdivision has been dropped.

The Frontenac County Board of Education and the Frontenac-Lennox and Addington Roman Catholic Separate School Board have been consulted and advise that they will be able to accommodate anticipated enrollments associated with development proposals to implement the Plan.

TABLE 4

EXISTING & PROPOSED SCHOOLS IN NORTH END

EXISTING

Name	Location	Type	Capacity	Enrollment	Acreage
J. G. Simcoe P.S.	Wiley St.	Public	355	191	6.1 Acs. ±
Holy Family S.S.	Wiley St.	Separate	356	198	4.7 Acs. ±
Rideau Heights P.S.	MacCauley St.	Public	708	493	6.1 Acs. ±
		PROPOSED (Land reserved for school purposes)			
Headway	Wilson St. N/of Weller Avenue	Senior Public	--	--	16.3 Acs. ±
Marker Acres	North/Conacher Drive	Public	--	--	4.5 Acs. ±
Crestview	West Side Montreal St.	Public	--	--	4.8 Acs. ±
				TOTAL	42.5 Acs. ±

Commercial

At present, the Rideau Heights Area lacks shopping facilities. However, the 4 acres designated for such use at Montreal Street and Conacher Drive and the 4 acres proposed at the west end of Weller Avenue, when developed, should eliminate this deficiency. It is considered that the total of 8 acres available should be sufficient to meet the needs of the predicted residential population of 13,000.

On the Division Street frontage, south of Highway 401, about 48 acres of land are designated for non-residential use either as commercial (non-retail) or holding zone. The latter area consists of a large 32 acre limestone quarry the production of which is now exhausted. Recent tentative proposals by the owner indicate that its future use will be largely non-retail commercial which would appear appropriate. North of the quarry, the frontage between Division Street and the H.E.P.C. power line, is partially occupied by highway commercial uses, namely a motel, a drive-in restaurant and a service station. A second service station has been approved but not built. Undeveloped land in the same area amounts to about 4.8 acres.

At the south-east corner of Montreal Street and Highway 401 about 6.3 acres have been zoned commercial but not developed, ostensibly for a motel.

Industrial

The existing industrial zoning in the Rideau Heights Area is largely a reflection of past uncertainties regarding the nature of future development. The 66 acres owned by Frontenac Quarries Limited were to have been quarried to the extent of the property limits. This anticipation was not realized fully and the 34 acre unexcavated area is available for residential development. Such use is appropriate in view of existing and approved residential projects to the north, east and south and its elevated situation which relates it closely to these projects and separates it from the Division Street frontages which have a much lower elevation. The excavated portion of the quarry is about 50 feet deep and faces Division Street. Its use for commercial purposes as an

Industrial (cont'd)

enlargement of the existing commercial area to the north is logical. South of Weller Avenue, about 15 acres of land were zoned industrial possibly because the western portion is traversed by the C.N.R. and C.P.R. In fact, the C.P.R. line is used very little and its elevated position east of the C.N.R. establishes it as a buffer between the C.N.R. and the lands to the east. In view of this protection and the proximity of existing and proposed schools and residential areas to the east and north, the use of this land for residential use is appropriate although a buffer should be established along the south boundary adjacent to lands zoned industrial.

The 90 acre southern portion of the Rideau Heights Area i.e. between Elliot Avenue and the south boundary of the residential area south of Weller Avenue, is designated and zoned for industrial use. It is part of the large industrial area of 420 acres between Division and Montreal Streets. About 57 acres have recently been acquired by the C.N.R. for railway realignment and industrial development. The C.N.R. main line realignment will be located just north of Elliot Avenue. North of the realignment and south of the Weller Avenue residential area, about 25 - 30 acres will be made available by the C.N.R. for industrial use. In order to provide road access it will be necessary to construct a long cul-de-sac street westerly from Montreal Street along the north boundary of the industrial area. This road will not only provide access to the industrial lands but will act as a buffer between industrial and residential land use. Industrial buildings will front on the road facing the residential area. The residential area will thus not be adjacent to or looking into the industrial back yards. A further advantage of this arrangement is that the industries will have access to a rail spur line at the rear. It would also be desirable to have some screen planting on the north side of the proposed road. There should be no connections between the proposed industrial road and the existing north-south streets in the Weller Avenue residential area in order to preclude the possibility of industrial traffic infiltrating the residential area.

Land designated for future residential use on the north side of Elliot Avenue east of Montreal Street will be severed from the main residential area by the C.N.R. diversion and should be designated Industrial in line with the industrial designation of lands south of Elliot Avenue and coincidental with lands acquired by the C.N.R. for the diversion.

On the south side of Weller Avenue at its westerly end there is located on about 3.25 acres a repair garage for diesels and other large machinery. The Official Plan designates the site as Residential. The industrial use has been established since 1954 and while it cannot in the long run be compatible with the proposed development of the immediate area for residential use, nevertheless it is legally established. When the surrounding area is fully developed, the location may prove to be an inconvenient one and the owner persuaded to move. Until then, the existing industrial zoning could remain.

On the north side of Weller Avenue, east of Division Street, there are 4 vacant lots and 14 dwellings which were erected about 20 years ago when the zoning was residential. Subsequently, the zoning was changed to industrial but industrial use has never been attracted to these lands, undoubtedly because of the small sized parcels of land available and the existence of several houses. Official Plan Amendment No. 55 recognized this situation and redesignated the area from industrial to residential. However, until the zoning is also changed, the houses will remain as non-conforming uses and lot owners desiring to build residences are unable to obtain permits. No useful purpose appears to be served by permitting this anomalous situation to continue and the zoning should be changed as soon as possible.

On the east side of Division Street north of Elliot Avenue, there is an area of mixed land uses - residential, commercial and industrial. This area is part of Specific Area No. 13 of the Official Plan which states in part:

"Pockets of existing dwellings .... on both sides of Day Street .... will continue under interim residential zoning and the conversion to industrial uses will be effected when several residential lots are assembled for that purpose, in a progressive manner or all at one time."

Streets

The Rideau Heights Area enjoys good street access externally and internally. External access from other parts of the City and from Highway 401 is provided by Division Street on the west and Montreal Street on the east, both being arterial streets. Conacher Drive, when completed will constitute a centrally located collector joining Division and Montreal Streets. To a lesser degree, Weller Avenue also acts as a collector between Division and Montreal Streets. Elliot Avenue is designated as collector between Montreal and Division Streets with provision for extension west of Division Street ultimately to join with Counter Street. (See Map "Major Street Classifications").

Services

Water, sanitary and storm sewer lines and bus lines are shown on the "Municipal Services" Map. In general, no major problems are anticipated in serving the developments and population proposed by this plan. Required hydro substation sites have been acquired. Bus service is available from Montreal, Division, Conacher and Weller Streets and can be extended when warranted by further development.

Land Use Distribution

Table 5 indicates the proposed land use distribution of the Rideau Heights Area. It may be noted that out of 667 acres, lands not approved for some kind of development amount to only about 84 acres or 12.5%. If the proposed Headway site is excluded, then there remain uncommitted only 42 acres or 6.25%. To a considerable extent the urban form of the Rideau Heights Area has already been determined. This plan, therefore, is largely a confirmation of previous decisions. However, it will be a useful guide by assuring that the development of vacant uncommitted land is satisfactorily integrated with existing and approved development.

TABLE 5

RIDEAU HEIGHTS AREA

LAND USE DISTRIBUTION

	Acres	%
Residential	426.5	63.9
Schools	42.5	6.4
Public & private open space	34.8	5.2
Industrial	107.5	16.1
Commercial	56.0	8.4
	667.3	100.0

TABLE 6

PROJECTED DWELLING UNITS AND POPULATION INCREASE

AREA NO.	LOCATION	ZONING	NET ACRES	MAXIMUM D.U.	EST.POP.FACTOR	PROJECTED POP.
1.	East/Montreal St. (Crestview)	R 3	18.1	500 D.U. x	2.5 (F) =	1,250 pers
2.	West/Montreal St. (Crestview)	R 3	38.9	1073 D.U. x	2.5 (F) =	2,682 "
	"	R 2	64 Lots	128 D.U. x	4.0 (F) =	512 "
3.	Marker Acres East Section	R 2	16.4	180 D.U. x	4.0 (F) =	720 "
	Marker Acres (West Portion)	R 3	29.2	806 D.U. x	2.5 (F) =	2,015 "
	Marker Acres	R 2	7 Duplex Lots	14 D.U. x	4.0 (F) =	56 "
			60 Singles	60 D.U. x	4.0 (F) =	240 "
4.	Headway Development	Proposed R 3	38.5	53 Sen.Cit.U x 246 Family Units x 380 Private Unitsx	1.75 (F) = 5.3(F)= 2.5(F)=	93 " 1,303 " 950 "
5.	Mobile Home Park (South Weller Ave.)	Proposed R 2	9.0 Ac.±	104 D.U. x	4.0 (F) =	392 "

SCHEDULE "A" (cont'd)

TABLE 6 (cont'd)

AREA NO.	LOCATION	ZONING	NET ACRES	MAXIMUM D.U.		EST.POP.FACTOR		PROJECTED POP.
6.	Whiteman Land Montreal St.	R 5	.8 Ac. ±	22 D.U.	x	2.5 (F)	=	55 persons
				3,566 D.U.'s				10,268 "
7.	Various	Existing		774		(actual)		3,218
				4,340 D.U.'s				13,486 "

Recommendations

1. That the attached map - "Rideau Heights Area Neighbourhood Concept" and the following policy statements be adopted as the Neighbourhood Plan for the Rideau Heights Area and as a basis for an amendment to the Official Plan.

2. That the total number of dwelling units in the Rideau Heights Area not exceed 4300.

3. That the total number of multiple family units not exceed 3200.

4. That neighbourhood shopping facilities of approximately 8 acres be provided within the area in the approximate locations indicated on the plan.

5. That there be no new street connections between residential and industrial areas.

6. That access to the C.N.R. industrial lands north of Elliot Avenue be provided by a new street extending west from Montreal Street.

7. That one mobile home park be provided for south of Weller Avenue as shown on the plan.

8. That the quarry property on Division Street north of Weller Avenue be designated as Commercial on the Official Plan.

9. That rezoning of the quarry property for commercial uses be permitted only in conformity with an overall development plan of the entire quarry property.

10. That provision be made for a day care centre in the approximate location shown on the plan.

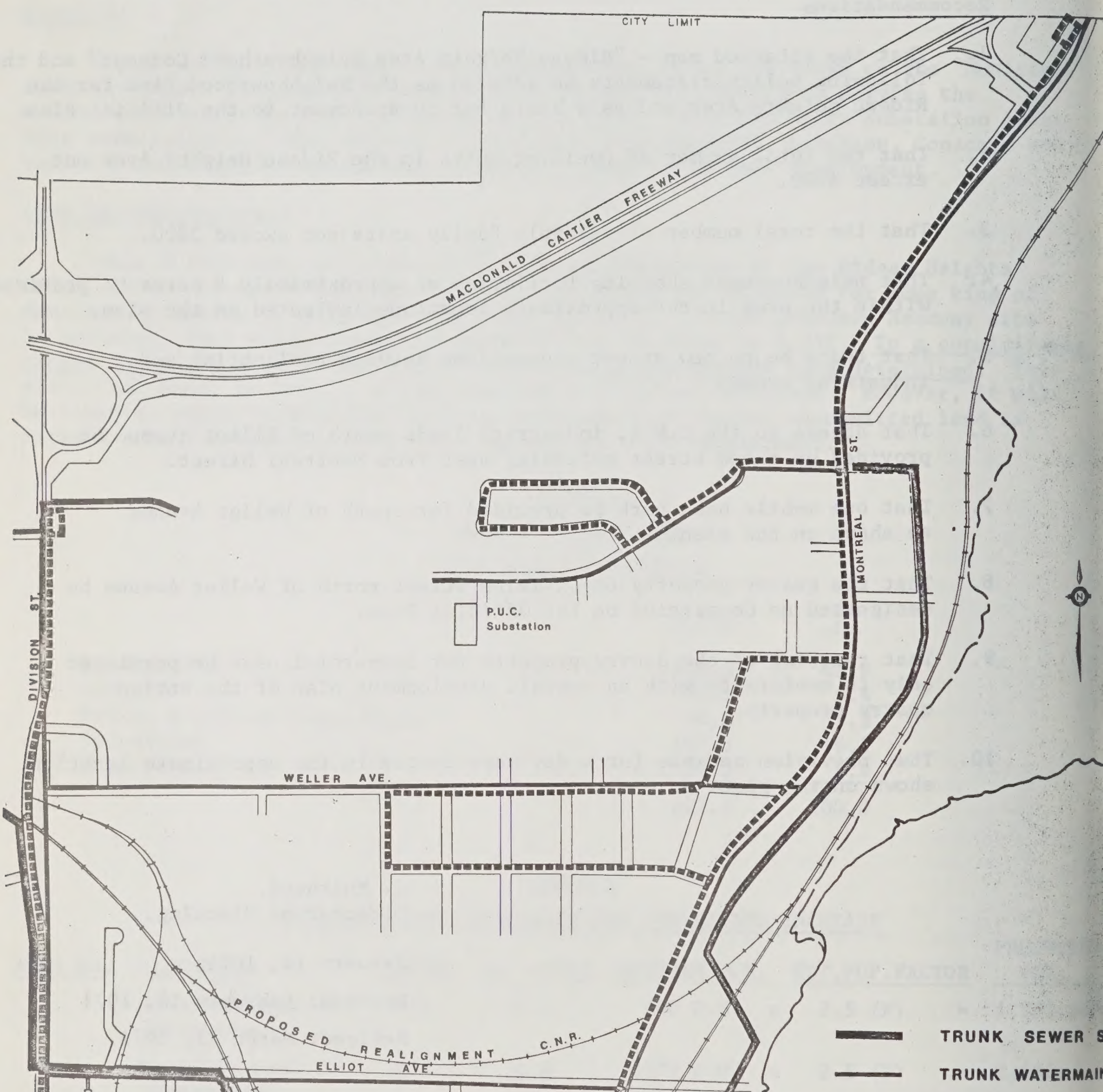
G. Muirhead,
Director of Planning.

January 14, 1971.

Revised: February 18, 1971

Revised: March 11, 1971.

RIDEAU HEIGHTS AREA MUNICIPAL SERVICES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MONTREAL ST.
P.U.C. Substation
DIVISION ST.
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PROPOSED REALIGNMENT C.N.R.
ELLIOT AVE.
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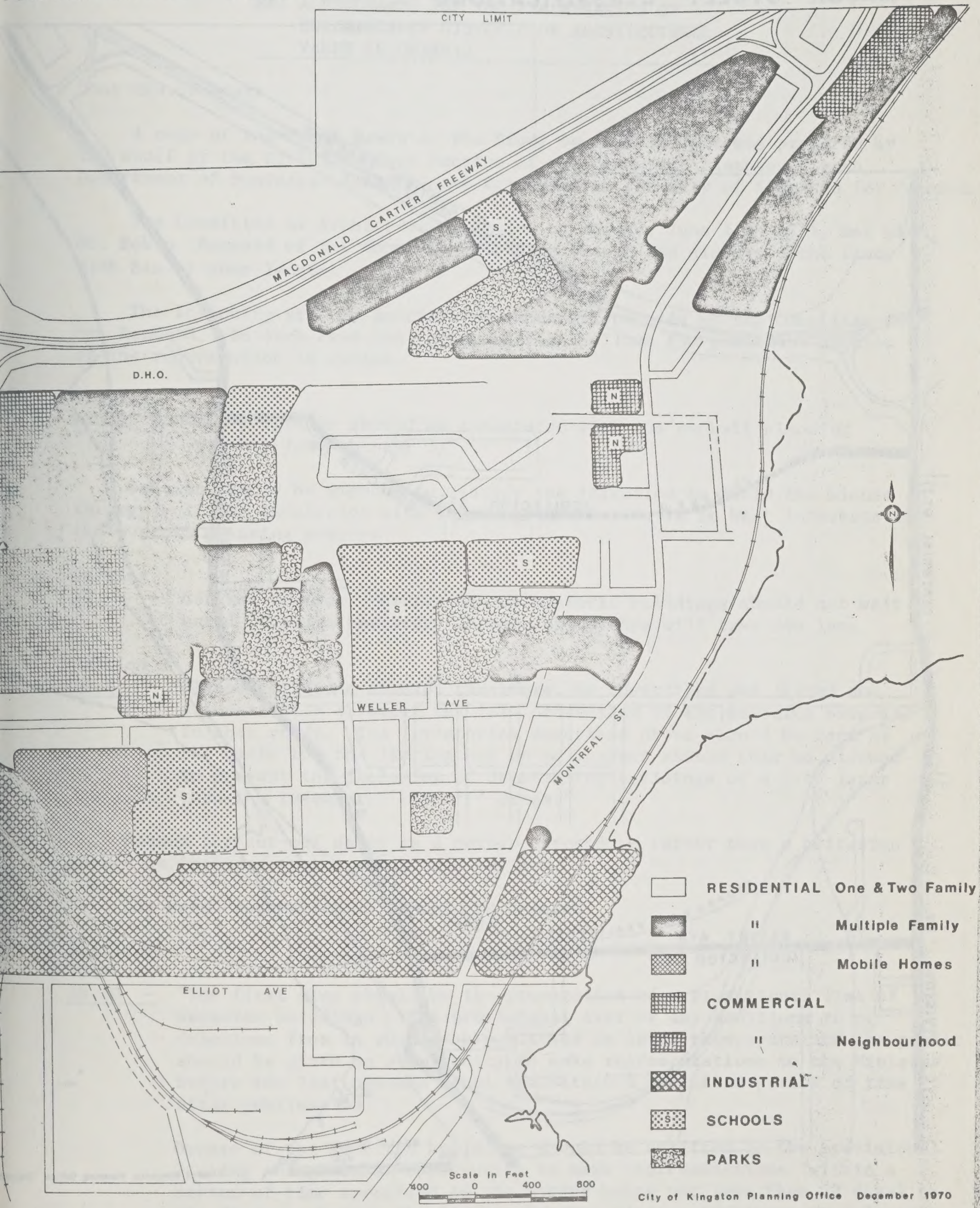
City of Kingston Planning Office December

DEAU HEIGHTS AREA
IGHBOURHOOD CONCEPT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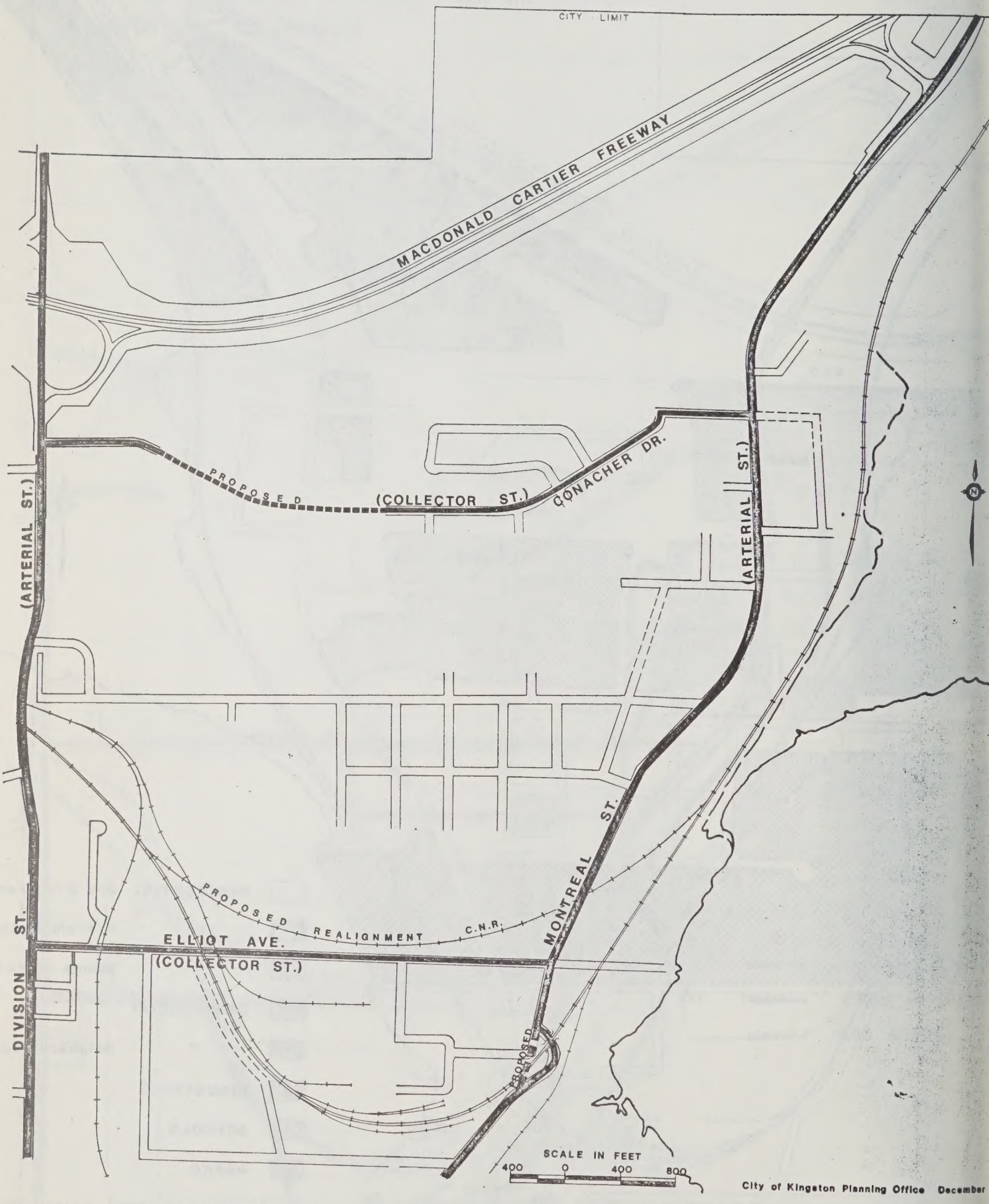
RESIDENTIAL One & Two Family
" Multiple Family
" Mobile Homes
COMMERCIAL
" Neighbourhood
INDUSTRIAL
SCHOOLS
PARKS

City of Kingston Planning Office December 1970

RIDEAU HEIGHTS AREA
MAJOR STREET CLASSIFICATIONS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PROPOSED
(COLLECTOR ST.)
CONACHER DR.
(ARTERIAL ST.)
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MONTREAL ST.
PROPOSED REALIGNMENT C.N.R.
ELLIOT AVE.
(COLLECTOR ST.)
DIVISION ST.
PROPOSED
SCALE IN FEET
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400
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City of Kingston Planning Office December

Kingston, Ont.
June 15th 1971.

MEMORANDUM TO:

Mrs. N. Foster,
Chairman,
City of Kingston Planning Board.

RE: A PROGRAMME FOR THE PRESERVATION OF BUILDINGS OF HISTORIC OR ARCHITECTURAL VALUE IN ONTARIO

Dear Mrs, Foster:

A copy of the Final Draft of the Study on this subject was prepared by the staff of the Official Plans Section of the Community Planning Branch, Department of Municipal Affairs, and forwarded to the City of Kingston for comment.

The Committee or Architectural Review on Friday, June 11th 1971, met with Mr. Robin Kennard of the Community Planning Branch and discussed the Study with him at some length.

The following are the specific recommendations made by the Committee to Mr. Kennard. In each case the recommendation follows the pertinent section of the report which is quoted.

Section
9.3.2 - "the programme should be integrated with the overall planning process (see chapter 5)".

Section should be amended to clarify the intention to avoid the misuse through building demolition with reason given that it is in best interests of the overall planning process.

Section
10 - General Comment - Protection of historic buildings should not wait until complete inventory is made since this will take too long.

Section
10.8 - "These buildings should, therefore, be identified and listed and automatically afforded the full protection of the measures proposed in this study. The inventories described above should be used as the basis for the listing but on no account should this be allowed to prevent the inclusion of outstanding buildings of a date later than the inventory 'cut-off' dates."

Reason for cut-off dates as a working procedure rather than a criterion should be included in the study introduction.

The word "automatically" should be deleted.

Sections
10.9 and
10.10 - "The first step should be the preparation of a provisional list of selected buildings. The provisional list or any additions to or deletions from it should be published in local newspapers and the public should be given an opportunity to make representations to the Minister before the list becomes final and within a specified period of time after publication.

Owners of the selected buildings should be notified of the provisional listing and given an opportunity to make representations (within a period of time specified in the notice being not less than 28 days) to the Minister before the listing becomes final. Additions or deletions to the list should be subject to the same procedure."

Requires clarification to make it clear that the Minister will use certain criteria and that objections will be dealt with in relation to criteria.

Right of appeal at both listing and designation stages appears to be an unnecessary duplication.

MEMORANDUM TO MRS. N. FOSTER (cont'd)

Section
10.24 - "Owners should not be required to obtain authorization for urgent essential repairs or for the demolition of a dangerous structure."

Authorization for demolition should be based on the decision of two officers i.e. Building Inspector and one other.

Delete "or for the demolition of a dangerous structure".

Section
10.28 - "The Minister should be enabled by agreement to permit a municipality to designate a provincially listed building or buildings under the municipal designation procedure. Such buildings would be subject to the protection detailed under Section 10 and would not be designated by the Minister."

Should be amended to make the intention clear.

Section
10.29 - " 'External architectural appearance' should be defined in the legislation to include the composition, colour and texture of the building material and the type and character of doors, windows and all other elements of the structure visible from the street or other public right of way. 'Structure' should also be defined to include walls, gates, fences, fixed signs and light fixtures."

Out of place. Should be with Section 10.23.

Section should be clarified with respect to buildings not visible from the street.

Section
10.37 - See recommendation with respect to 10.24.

Section
10.39 - "Municipalities should be empowered to delay the issue of a building permit, where one is required, until the authorization provided for above is obtained."

"Listed Building" and "Designated Building" should be defined.

Section
10.47 - "In the case of an application to demolish a designated building the Minister or the municipal Council should only be authorized to prohibit the work for a period of not more than 180 days from the date of issuance of the decision."

Should contain reference to Section 10.40.

Section
10.56 - "It is considered that, properly applied, these powers should be adequate to eliminate the danger of demolition or decay through neglect."

Section should be expanded to indicate that occupancy and maintenance by-laws apply to only the residential properties.

Section
10.57.5 - "legislation should provide for appeal procedures, acquisition of property and payment of compensation where appropriate."

Add - "and other measures".

MEMORANDUM TO MRS. N. FOSTER (cont'd)

Section
13.16 - "It is considered that the advisory committee should consist of a number of council members and at least three co-opted non-voting citizen members. The co-opted members should preferably be persons with a demonstrated interest in, and knowledge of, the history and architecture of the municipality. They should include a member of the planning board (if the board is not represented among the Council members) and might also include a member of the Ontario Association of Architects and of the local historical society."

Delete words "non-voting" and "preferably".

The above recommendations do not include the very wide ranging discussion with Mr. Kennard about the whole report. Unfortunately, only two or three copies of the complete report are available. These may be examined in the Planning Office.

Respectfully submitted,

(Mrs.) Margaret Angus,
Chairman,
Committee of Architectural Review.

Ald. Matthews presented Report No. 72 of the Committee on Fire, Legislation and Housing as follows.

Council consented to the amendment of Clause 2 by the withdrawal of Recommendation #1 from paragraph 1), since Council has already endorsed an application for the Institute of Local Government to carry out this type of survey.

Moved by Ald. Matthews, seconded by Ald. Watts, That Report No. 72 of the Committee on Fire, Legislation and Housing be received and adopted clause by clause.

REPORT NO. 72

To the Mayor and Members of Council Kingston, June 24, 1971

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That a by-law be presented to Council:

   (a) to repeal By-Law No. 23, "A By-Law Respecting the Fire Department, 1957", and amendments thereto; and

   (b) to pass a new By-Law No. 23, "A By-Law Respecting the Fire Department", in accordance with copy attached to the minutes of the meeting of the Fire, Legislation and Housing Committee held on June 24, 1971.

   NOTE: Copy of new by-law distributed to all members of Council with the Council Agenda.

(See By-Laws No. 7079 and 7080) *CARRIED 13:2*
(Ald. Keyes opposed)

It was agreed that Clause 2 be divided by considering Clause 2. 2) first and the balance of Clause 2 subsequently.

2. That:

   2) Since the removal of sales taxes on building materials would benefit industrial and commercial firms, and the builders of expensive homes, as well as the builders of low priced homes, which would result in a loss of tax revenue which would have to be replaced from other sources, the following recommendation of the Housing Sub-Committee -

   Recommendation #3: "That the Federal government be requested to remove their 11% tax on building materials, and the Provincial government be requested to remove the 5% sales tax as it applies to building materials,"

Report No. 72 - Fire, Legislation and Housing Committee (cont'd)

2. 2) (cont'd)

be amended to read:

"That the Senior levels of government be requested to consider granting a direct subsidy to builders of homes priced at $20,000.00 or less, to offset the cost of sales tax on building materials,"

and as amended, the recommendation be approved and the appropriate action taken.

CARRIED 10:5
(Ald. Keyes and Ald. Webb oppos

1) The following recommendations contained in the brief on housing prepared by the Housing Sub-Committee, dated April 13, 1971, be approved, and the appropriate action taken:

Recommendation #1: WITHDRAWN

(Recommendation #1 reads as follows: "That Ontario Housing Corporation and/or Central Mortgage and Housing Corporation be requested to carry out a survey for the City of Kingston proper on how many housing units will be needed each year, taking into consideration family patterns, age groups, and projections of industrial and educational growth in the area.")

Recommendation #4: "That the Federal Government be requested to review their policy with respect to pension funds, with a view to directing more funds into mortgaging."

Recommendation #6: "That experimental housing projects in the City be encouraged to provide good quality housing for people earning between $4,000. and $6,000. per year."

Recommendation #8: "That Ontario Housing Corporation be requested to initiate negotiations to include single family dwellings and/or condominium row units under the Home Ownership Made Easy Plan, on the Mowat property, the Crestview II Subdivision property, and property available in Markers Acres."

3) Since the following recommendation of the Housing Sub-Committee is contrary to resolutions adopted by the City, the Association of Ontario Mayors and Reeves and the Ontario Municipal Association, who propose an 80%-20% split on the cost of education so that the municipalities will retain some control -

Recommendation #9: "That the higher levels of government be requested to assume the costs of education in the province,"

be amended to read:

"That the higher levels of government be requested to assume 80% of the costs of education in the Province,"

and as amended, the recommendation be approved and the appropriate action taken.

4) No action be taken on the following recommendation of the Housing Sub-Committee:

Recommendation #2: "That the City of Kingston make a submission to the senior levels of government that the City be given the opportunity to participate and be represented in tri-level government conferences,"

since, through its membership in the Ontario Municipal Association and the Association of Ontario Mayors and Reeves, the City now has representation at tri-level government conferences; and further, it would not be practical for all municipalities to directly participate in tri-level government conferences.

rt No. 72 - Fire, Legislation and Housing Committee (cont'd)

(cont'd)

1) that the minimum three year Agreement between the Corporation and the landlord include provision for rental adjustments to cover increases in public utilities rates and other contingencies; and

2) that the lease agreement between the landlord and tenant include provision that the last month's rent will be guaranteed by Ontario Housing Corporation, in lieu of pre-payment of the last month's rent,

- and further -

that no action be taken on the recommendation of the Housing Sub-Committee that Ontario Housing Corporation be requested to consider amending their agreement to provide that applications of prospective tenants, as referred to in Section 1 of the Agreement between the landlord and the Corporation, be extended to five, rather than two.

CARRIED

That, as recommended by the Housing Sub-Committee, a by-law be presented to Council to amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures", to provide a requirement that at least one entrance in public buildings shall be designed to accommodate handicapped persons.

(See By-Law No. 7075) *CARRIED*

That the following recommendations of the Select Committee on Election Laws, as contained in their Fourth Report dated April, 1971, be endorsed:

1) That Part III of The Municipal Act, R.S.O. 1960, c. 249, as amended, be repealed and that a new Part III be enacted as proposed in Schedule I of their report, to provide, inter alia:

2) That the franchise be based on voting age, citizenship and residence as nearly as possible so as to conform with the provincial franchise, except that property owners and their spouses be entitled to vote in a municipality in which they own property but do not reside.

3) That municipal elections, and the rights, responsibilities and duties of electors, candidates and electoral officials, conform as nearly as possible to those of such persons at a provincial election including the form of ballot, the method of marking and casting the ballot, and the general conduct of the poll.

4) That the list of electors and polling list be prepared by enumeration and revision, supplemented as necessary by information from the assessment rolls with respect to non-residents of the municipality in which the election is being held who own property in that municipality.

5) That elections be held on the first Monday of December in an election year, and that the term of office be for 2 years commencing the 1st day of January following the election year, except as may be otherwise provided in special legislation, thus harmonizing all local government elections, including those for school boards.

6) That advance polls be mandatorily held on the Saturday and Monday, nine and seven days respectively, before polling day.

7) That proxy voting be made available to disabled persons and students otherwise qualified to vote who attend institutions of post-secondary education.

8) That any resident of Ontario since the 1st day of January in an election year, otherwise qualified to vote in any municipality, be entitled to stand for office in any other municipality.

) That disqualification of candidates be generally less restrictive than heretofore, and grounds such as non-payment of taxes be eliminated.

Report No. 72 - Fire, Legislation and Housing Committee (cont'd)

2. (cont'd)

5) No action be taken on the following recommendation of the Housing Committee:

Recommendation #7: "That Ontario Housing Corporation be requeste investigate the possibility of acquiring the Notre Dame Convent si for senior citizen housing."

6) No action be taken on the following recommendation of the Housing Committee:

Recommendation #10: "That consideration be given to modifying exi zoning by-laws to allow for narrower lots, smaller areas on the lo less set-back from the street, possibly by establishing a new classification - R1C; and that the existing zoning by-laws be ame to permit contractors and developers to construct row housing unit which can be sold individually,"

it being noted that Planning Board propose that the question of lo sizes and servicing be dealt with on an individual basis through development and site plan agreements.

7) Consideration of the following recommendation of the Housing Sub-Committee be deferred, it being noted that a report on "play space' be prepared by the Director of Planning and Urban Renewal, with a to proposing amendments to the zoning by-laws:

Recommendation #5: "That By-Laws No. 3077 and 3078 be amended to provide that 'play space' be required around any housing developmen consisting of apartment buildings in which three or more units of 2 bedroom size or larger are contained."

NOTE: Copy of the brief on housing prepared by the Housing Sub-Commit distributed to all members of Council with the Council Agenda.

CARRIED

(See following motions)

Moved by Ald. Keyes,
Seconded by Ald. Webb,

That paragraph 2) of Clause 2, Report No. 72 be amended to read:

"That Recommendation #3, as follows, be approved and the appropri action taken:

'That the Federal government be requested to remove their 11% tax on building materials, and the Provincial government be requested to remove the 5% sales tax as it applies to building materials,'"

LOST 5:10

Moved by Ald. Keyes,
Seconded by Ald. Webb,

That Clause 2. 2) be referred back for clarification.

LOST 6:9

3. That, as recommended by the Housing Sub-Committee, the Rent Supplement Program of Ontario Housing Corporation, which they propose to introduce in the City of Kingston during July, 1971, be approved; and, while recognizing that landlords who enter into Agreements with Ontario Housi Corporation have the advantage of having a three year lease, that Ontar Housing Corporation be requested to consider amending their conditions with respect to the Program as follows:

Report No. 72 - Fire, Legislation and Housing Committee (cont'd)

5. (cont'd)

11) That where a vacancy occurs on the council or on a school board during an election year the vacancy be filled by council or the board, by a vote of members of council, or the board, in accordance with proposed new procedures.

NOTE: Alderman - may be any person appointed by Council, qualified to be elected a member of Council. Mayor - the person shall be a member of Council on the date of the vacancy.

12) That, so as to conform with the recommendations, all or part of The Municipal Act; The Public Schools Act; The Separate Schools Act; The Schools Administration Act; The Secondary Schools and Boards of Education Act; The Liquor License Act; The Lord's Day (Ontario) Act; The Assessment Act; The Municipal Franchise Extension Act; The Voters' Lists Act; The Public Health Act; and The Fluoridation of Public Water Supplies Act be amended, repealed or reviewed as proposed in Schedule II of their report.

-and-

that the following recommendation of the Select Committee be NOT endorsed:

10) That where a vacancy occurs on the council or on a school board in a non-election year, other than a vacancy in the office of mayor, reeve, deputy reeve or controller, a new election (by-election) be held to fill the vacancy.

CARRIED 14:1
(Ald. McDougall opposed)

6. That a by-law be presented to Council to amend By-Law No. 1477, "A By-Law to Authorize the Mayor and City Clerk-Comptroller to Execute an Agreement with the Kingston Humane Society", to provide that the Agreement between the City and the Kingston Humane Society be amended to provide that it complies with the Animals for Research Act, 1968-69, and Regulations made thereunder.

(See By-Law No. 7081) *CARRIED 14:1*
(Ald. Webb opposed)

7. That, as recommended by the Chief Building Inspector, Mr. B. M. Cousineau be refunded the amount of his building permit for construction of a 29 unit apartment building at 203 Queen Mary Road, Kingston, less the cost of certain services and inspections carried out by the City, and having regard for the value of the basement constructed, as certified by the Chief Building Inspector.

CARRIED

8. That, as recommended by the Clerk-Comptroller, By-Law No. 4715, "A By-Law to Limit the Number of Automobile Service Stations Where Gasoline is Stored or Kept for Sale Within the City of Kingston", be amended on third reading to increase the limit from 65 to 66, to permit Shell Oil to open a new service station at 1213 Division Street.

NOTE: Shell Oil have complied with all City requirements to obtain a zone change at this location.

(See By-Law No. 7067) *CARRIED 11:4*
(Ald. Webb opposed)

Respectfully submitted,

(signed) *K. W. Matthews* (CHAIRMAN)
J. L. Keenleyside
E. J. Blaney
G. Vosper
E. Watts

Ald. Keyes presented Report No. 73 of the Committee on Finance and Accounts as follows.

Council consented to the amendment of Clause 20, by the addition of the following after the word "Communications" in the first paragraph thereof:

> "on the understanding that the Order is for estimating and planning purposes and that no actual work should be commenced until By-Law No. 6767 (authorizing Connecting Link Agreement for construction of intersection of Princess Street, Bath Road and Concession Street) has been passed and the Agreement approved by the Department of Transportation and Communications:"

Council also consented to the addition of Clauses 22 and 23 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Cook, That Report No. 73 of the Committee on Finance and Accounts be received and adopted clause by clause.

REPORT NO. 73

To the Mayor and Members of Council Kingston, June 23, 1971

The Committee on Finance and Accounts reports and recommends as follows:

1. That no action be taken on the following resolution of the City of Barrie since it is desirable that all properties pay normal taxes, with a Council making grants to encourage special types of activities that are desirable:

> *"WHEREAS Section 7(2) of The Assessment Act, R.S.O. 1960, Chapter 23 provides for the assessment of employee parking lots for business purposes in the amount of 25% of the assessed value of the land so used.*
>
> *AND WHEREAS the policy of most municipalities is to encourage off-street parking.*
>
> *AND WHEREAS employers are being penalized by being required to pay business taxes on such off-street parking lots.*
>
> *AND WHEREAS an employer derives some benefit from providing off-street parking lots through additional benefits for his employees.*
>
> *NOW THEREFORE, the Council of the Corporation of the City of Barrie enacts as follows:*
>
> *BE IT RESOLVED:*
>
> > *That the Minister of Municipal Affairs be requested to amend Section 7 (2) of The Assessment Act, by changing the percentage to one that is not greater than 10 to 15 per cent of the assessment value of that portion of the land, "to be called business assessment"."*

CARRIED

2. That the following resolution of the City of Barrie be endorsed:

> *"THAT WHEREAS the real estate tax is a regressive form of taxation incapable of meeting the increase cost of education and urban services and such tax does not reflect the buoyancy of the nations economy.*
>
> *AND WHEREAS those persons living on a fixed income or families with an income under $10,000.00 per year are most effected by any increase in real estate taxes.*
>
> *AND WHEREAS priorities for spending are better determined by local governments since they are most knowledgeable about their community needs.*
>
> *AND WHEREAS conditional grants do not recognize the varying needs or priorities for certain services within different municipalities.*

Report No. 73 - Finance and Accounts Committee (cont'd)

2. (cont'd)

AND WHEREAS the impact of spiralling social welfare expenditures is first felt by the taxpayer at the local level thereby reducing the availability of funds for necessary services in the community.

AND WHEREAS the payment of unconditional grants would decrease the cost of administration of various Provincial Departments which in a great many cases are a duplication of Engineers checking on Engineers, Auditors checking on Auditors, Accountants checking on Accountants, etc.

AND WHEREAS the Ontario Committee on Taxation recommended more emphasis should be placed on this form of transfer payment to municipalities.

NOW THEREFORE the Council of the Corporation of the City of Barrie enacts as follows:

THAT Prime Minister, Hon. William G. Davis and his cabinet be requested to implement the recommendations made at the 1970 Provincial-Municipal Conference and establish a programme of massive unconditional municipal grants and that they provide for such a programme in the 1972 budget."

CARRIED

3. That the following resolution of the City of Barrie be endorsed:

"WHEREAS the land and buildings on lands owned by Agricultural Societies are exempt from taxation in accordance with the Agricultural Societies Act and the Assessment Act;

AND WHEREAS buildings such as private curling clubs have been erected on such lands under a long term lease arrangement;

AND WHEREAS such buildings are used exclusively by such private clubs throughout the year except for a brief period during fall fair time when part of the buildings are utilized for fair purposes;

AND WHEREAS in some municipalities industries have located on lands owned by Agricultural Societies thereby receiving tax exemptions which is contrary to Government policy.

AND WHEREAS such buildings receive full municipal services such as police and fire protection, garbage and sewage disposal, etc. throughout the year without paying directly for such services or by paying realty taxes;

AND WHEREAS such private clubs and industries enjoy unfair competition with other similar competitive clubs and industries who have built on their own lands.

NOW THEREFORE the Council of the Corporation of the City of Barrie enacts as follows:

THAT the Ministers of Agriculture and Municipal Affairs be requested to amend Section 28 of the Agricultural Societies Act, and Section 3 Subsection 14 of the Assessment Act to provide for the removal of the exemption from taxation of all buildings on Agricultural Society lands where the predominate use of such buildings is for other than Agricultural Society purposes."

CARRIED

Report No. 73 - Finance and Accounts Committee (cont'd)

4. That the following resolution of the City of Barrie be endorsed:

> *"WHEREAS the present charge of $1.00 for preparing certified statements of arrears of taxes is inadequate;*
>
> *AND WHEREAS municipal administration costs are increasing;*
>
> *AND WHEREAS an individual who pays the outstanding taxes, after the certificate has been issued can demand a refund of his $1.00;*
>
> *NOW THEREFORE the Council of the Corporation of the City of Barrie enacts as follows:*
>
> *THAT the Minister of Municipal Affairs be requested to amend Section 570 (1) Par. 1 of The Municipal Act by substituting $2.00 in place of $1.00 in the third line and by deleting the words, 'but he shall not make any charge to any person who forthwith pays the taxes', so that the section shall read as follows: 'The Treasurer shall, on demand, give a written certified statement of the arrears due on any land, and he may charge $2.00 for the search and certified statement on each separate parcel.'"*

CARRIED

5. That the following resolution of the City of Sarnia be endorsed:

> *WHEREAS a number of municipalities with the financial assistance and encouragement from the Federal and Provincial Governments, have carried out Urban Renewal studies and scheme studies preparatory to scheme implementations;*
>
> *AND WHEREAS in 1969 the Federal Government froze all funds for any Urban Renewal studies and schemes with the intention of carrying out certain studies;*
>
> *AND WHEREAS to date no action has been taken to reactivate this programme;*
>
> *AND WHEREAS the decay in the older parts of our cities with all its attendant social and economic implications continues unabated;*
>
> *AND WHEREAS municipalities plagued by a lack of funds are unable to undertake this responsibility on their own;*
>
> *NOW THEREFORE BE IT RESOLVED that the Government of Ontario be urged to consider:*
>
> *(a) petitioning the Federal Government with a view to have it reinstitute the 50% subsidy for approved urban renewal schemes;*
>
> *(b) in the event the Federal Government declines to re-introduce its participation, the Province to thenincrease its previous rate of financial assistance from 25 to 50% with the municipalities increasing their share in a like amount.*

CARRIED

Report No. 73 - Finance and Accounts Committee (cont'd)

6. That the following resolution of the City of Sarnia be endorsed:

WHEREAS under existing legislation, the Ontario Water Resources Commission has authority to take over municipal water supply systems, and to fix rates for the supply of that water;

AND WHEREAS municipalities have no other recourse but to make representation to the O.W.R.C. at a public meeting called and conducted by that body to decide whether it or the municipality should be the supplier of water and to make a determination of the rates to be charged;

AND WHEREAS it is open to question whether the O.W.R.C. can be completely objective when it sits in judgment on matters in which it has an interest;

AND WHEREAS municipalities are confined to written submissions when appealing a decision from the Ontario Water Resources Commission to the Lieutenant Governor in Council;

AND WHEREAS it is only just and fair that municipalities be given an opportunity to be heard by a competent and impartial body before being placed in the position of deciding on an appeal of last resort to the Cabinet;

THEREFORE BE IT RESOLVED that the Prime Minister of Ontario be petitioned to consider charging the Ontario Municipal Board or some other competent and impartial body to conduct hearings with respect to any proposed takeover or rate setting by the O.W.R.C.

CARRIED

7. That the following resolution of the City of Sarnia be endorsed:

WHEREAS municipal transit systems are in many cases, being subsidized on an increasing scale by municipalities;

AND WHEREAS passenger fares have been steadily increasing;

AND WHEREAS in spite of the municipal financial assistance and increased fares, acceptable standards of service can, in many cases, not adequately be met;

AND WHEREAS it is essential that medium and large size municipalities have some form of public transportation;

AND WHEREAS it seems unreasonable to place an excessive burden of municipal subsidy on real property owners;

AND WHEREAS the Province is subsidizing a form of inter-urban transit system;

THEREFORE BE IT RESOLVED that the Government of Ontario be petitioned to take immediate and concrete steps to alleviate the problems of the cities by introducing a municipal transit subsidy programme with such to be effective no later than January 1, 1972, and with any subsidy to be based on population served and be payable to the municipal Corporation.

CARRIED

Report No. 73 - Finance and Accounts Committee (cont'd)

8. That the following resolution of the City of Sarnia be endorsed:

WHEREAS the Province, through the Ontario Water Resources Commission, is imposing higher degrees of sewage treatment on municipalities;

AND WHEREAS this action, although admittedly desirable, is likely to impose an undue burden on municipalities whose main source of income is from real property taxation;

AND WHEREAS, in our opinion, the Province's responsibility with respect to improving the quality of our environment, goes beyond the mere issuance of edicts;

NOW THEREFORE BE IT RESOLVED that the Government of Ontario be urged to consider:

(a) Petitioning the Federal Government for increased financial assistance to municipalities in the construction of sewage treatment plants and trunk sewers.

(b) The Province to match any Federal subsidy towards these works with a total subsidy from the two senior levels of government to be no less than 50% of the total cost.

(c) The Province to pay 50% of the operating cost of municipal treatment facilities that include a phosphorus removal programme.

(d) The municipalities who carry out their own sewage works to be entitled to a subsidy at least equal to what would be granted by the Province for works undertaken by the O.W.R.C. on behalf of a municipality.

CARRIED

9. That the following resolution of the City of Sarnia be endorsed:

WHEREAS the Ontario Association of Mayors and Reeves and the Ontario Municipal Association at the urging of many municipalities have made representation to the Cabinet asking it to review existing compulsory arbitration legislation as it affects Fire and Police personnel;

AND WHEREAS municipalities were moved to this position as a result of chief arbitrators, who, because of a lack of terms of reference made decisions which had the effect of granting clearly excessive salary increases;

AND WHEREAS the Government has verbally acknowledged the problem but has so far failed to act;

AND WHEREAS practical solutions to the problems have been advanced to the Government by way of a detailed brief prepared and presented on behalf of the Ontario Municipal Association;

AND WHEREAS the problem today is still as acute as it was several months ago;

THEREFORE BE IT RESOLVED that the Government be urged to take immediate steps which will provide for the appointment of one or more competent arbitrators to act as chairman of Boards of Arbitration together with the provision of the necessary research staff, and that the following criteria be set out in the appropriate legislation as a guide to Boards of Arbitration in making salary considerations:

Report No. 73 - Finance and Accounts Committee (cont'd)

9. (cont'd)

(a) The needs of the local government service for qualified employees;

(b) The conditions of employment in similar occupations outside the service, including such geographic, industrial or other variations as the board may consider relevant;

(c) The need to maintain appropriate relationships in the conditions of employment as between classifications in the service;

(d) The need to establish terms and conditions of employment that are fair and reasonable in relation to the qualifications required, the work performed, the responsibility assumed and the nature of the services rendered; and

(e) Any other factor that to it appears to be relevant to the matter in dispute.

CARRIED

10. That Sections (a), (b) and (d) of the following resolution of the City of Sarnia be endorsed:

WHEREAS real property taxes are forever increasing and have, in the opinion of many, reached a saturation point;

AND WHEREAS real property assessments do not necessarily reflect ability to pay;

AND WHEREAS municipalities are faced with a multiplicity of expensive real property unrelated, but people-type services such as Education, Health and Welfare;

AND WHEREAS the Province lays down the rules and regulations under which these functions are to be carried out while the municipalities are merely permitted to make their annual, if rather substantial, financial contributions;

AND WHEREAS in the event municipalities are to meet their obligations, they should either have access to additional financial resources or be relieved of any financial responsibility in connection with such Province-wide programmes as Education, Health and Welfare;

THEREFORE BE IT RESOLVED that the Government of Ontario be petitioned to consider the following:

(a) That the Province, in consultation with municipal representatives, undertake an examination of the services which are presently being provided at the local level and which are substantially subject to Provincial regulation; this with a view to determine whether any of the services so examined should continue to be a municipal responsibility, and if so, to what extent, if any, Provincial subsidies towards such services should be increased.

(b) In line with the recommendations of the Committee on Taxation, Provincially owned or occupied property, hospitals, and other properties that are presently exempt from real property taxation, but which require municipal services of any kind, should become taxable and their exempt status ended.

Report No. 73 - Finance and Accounts Committee (cont'd)

10. (cont'd)

(c) The Province to examine the feasibility of returning to the municipality a portion of the income tax paid by its residents. In making this suggestion for the return of a small portion of the income tax paid by local residents, this City does not in any way wish to take issue with the philosophy that income tax should largely be used as a means of redistributing wealth in this Province and indeed throughout this country by way of providing various needed services. If we were granted a portion of the income tax, municipalities would be able to either increase services and/or reduce the level of real property taxation. In seeking the return of a portion of the income tax generated through the labours of its local residents, the community is merely looking for some reward, in however small a measure, for the collective labours of its people. We submit that our proposal is not dissimilar to the Provincial proposition that the Federal Government should return to it a greater share of Provincially-produced wealth. We are merely seeking a small share.

(d) As an alternative to the suggestion made in paragraph (c) above or in addition thereto, we suggest that the Province consider a substantial increase in its unconditional grants as a means of financially assisting municipalities to a greater degree than is the case now.

CARRIED

11. That the following resolution of the Regional Municipality of Niagara be endorsed:

"WHEREAS Part VI of The National Housing Act, 1954, authorizes Central Mortgage and Housing Corporation to make loans for the purpose of assisting municipalities in the construction or expansion of sewage treatment projects;

WHEREAS under the said Act the amount of any such loan must not exceed two-thirds of the cost of the project as determined by Central Mortgage and Housing Corporation;

WHEREAS the said Act further authorizes Central Mortgage and Housing Corporation to forgive payment by the municipality of twenty-five percent of the amount of the loan or the portion thereof specified by the said Act;

WHEREAS Ontario Water Resources Commission has recently advised the Regional Municipality of Niagara that, by December 31st, 1973, all sewage treatment plants discharging into Lake Erie, and, by December 31st, 1975, all sewage treatment plants discharging into Lake Ontario must make provision for an operation of phosphorus removal;

WHEREAS this municipality and many other municipalities are already faced with the heavy expenditure of constructing new treatment facilities or expanding and improving existing sewage treatment plants, to provide for secondary treatment;

AND WHEREAS the control of pollution entering the Great Lakes System is a matter of the utmost importance to the people of Canada as well as the people of Ontario;

THEREFORE the Council of The Regional Municipality of Niagara earnestly petitions the Minister of Energy, Mines and Resources for the Government of Canada and the Minister of Energy and Resources Management for the Province of Ontario to collaborate in a joint plan to obtain Federal and Provincial legislation which would provide for a total subsidy of at least fifty percent of the cost of providing secondary treatment and nutrient removal facilities where required in pollution control plants."

CARRIED

Report No. 73 - Finance and Accounts Committee (cont'd)

12. That since Council has endorsed resolutions proposing a new method of appointment for composition of Boards of Commissioners of Police, the following resolution of the Township of Chinguacousy be NOT ENDORSED:

"That the Council of the Township of Chinguacousy request the Attorney General of the Province of Ontario to amend The Police Act, R.S.O. 1960, Chapter 298, in Section 7 (2) regarding board composition to read as follows:

'The Board, except as provided in Subsection 3, shall consist of a) the Head of the Council; b) a Judge of any County or District Court designated by the Lieutenant Governor in Council; and c) such persons as the Lieutenant Governor in Council designates from a list of persons supplied by the Municipal Council of the Municipality.'

Should an appointed official under Clauses a, b, or c above absent himself from any regular meeting of the Board without being authorized so to do by a resolution of the Board entered upon its minutes, then that person may be replaced in accordance with the original appointment procedures except in the case of a) the Council may designate an alternative appointee from the Council."

CARRIED

13. That the following motion of Ald. Timmins and Ald. Webb, as amended, be endorsed:

"WHEREAS it is rather disturbing to be informed of the amount of Kingston tax dollars that have been spent by the Police Department for the interrogation of inmates recently involved in the disturbances at the Kingston Penitentiary (a Federal institution);

AND WHEREAS the exact amount is unknown but having been informed that a portion of the $15,000. which is the total overtime payment for the period from May 31st 1970 to April 1971 has already been spent;

AND FURTHER that the investigations have not been completed as of this date and would therefore make a very heavy and additional expenditure to the overtime budget for May and June 1971;

AND WHEREAS Kingstonians are presently overburdened with the present tax exempt property policy;

THEREFORE BE IT RESOLVED that the Federal and/or Provincial Government be requested to study and recommend that a special subsidy or grant be instituted for municipalities that may encounter these extraordinary expenses arising from the operation of senior government."

CARRIED

14. WHEREAS Council on March 29, 1971, as part of Clause 5, Report No. 37 did approve a policy that as a condition of rezoning approval for multiple family developments, that a levy for park acquisition and/or improvement purposes be charged for each dwelling unit over and above the number of dwelling units which would be produced by a single or double family subdivision on the land being rezoned;

THEREFORE a levy of $50.00 for each dwelling unit over and above the number of dwelling units which would be produced by a single or double family subdivision on the land being rezoned be imposed as a condition of approval of the zone change, such levy to be deposited in a Park Levy Development Fund, with all disbursements from the said fund to be made only upon authorization of Council.

CARRIED

Report No. 73 - Finance and Accounts Committee (cont'd)

15. That as recommended by the Public Works Committee, Contract 71/1W with Cobourg Construction Co. and Construction By-Law No. 6834 be amended to substitute the sidewalk on the east side of Sydenham Street from Johnson to William Street, in place of the sidewalk on the south side of Johnson Street from Barrie to Division Street, as the latter has been improved by asphalt capping.

(See By-Laws No. 7076 and 7082)

CARRIED

16. That as recommended by the Public Works Committee, a by-law be initiated under the provisions of Section 12 of The Local Improvement Act to authorize the installation of 13 - 175W MV lights on concrete poles with underground wiring in Grenville Park, as shown on PUC Dwg. 54-0-227 dated June 2, 1965, at total estimated cost of $12,065.00; Commission's share $3,575.00; Customer's share $8,490.00.

(See By-Law No. 7077)

CARRIED

17. That as recommended by the Public Works Committee, the present maximum car allowance for inspectors and technicians engaged on construction projects be increased from a monthly rate of $40.00 to $55.00 per month, it being understood that the allowance will be paid only for those days when an inspector or technician is engaged on a construction project, and using his car.

CARRIED

18. That as recommended by the Public Works Committee, since the present cost sharing policy for reconstructing sidewalks under Section 8 of The Local Improvement Act provides that the City will accept at least 50% of the total cost, and since it would be questionable for the City to initiate future reconstruction under Section 12 because those aware of the above described policy would oppose the work and eventually only have to pay 50% of the cost, while those unaware would pay the total cost, the present policy be amended to include the reconstructing of sidewalks under Section 12 of The Local Improvement Act, with City accepting 50% of cost.

CARRIED

19. That the account of Smith & Smith in the amount of $948.00 for survey, plans and descriptions of 3.76 acres of land at 440 King Street West, be authorized for payment.

CARRIED

20. That as recommended by the Public Works Committee, a Purchase Order be issued for relocation of services to Bell Canada for 50% of the cost of labour as follows, with subsidy to be claimed under the connecting link agreement with the Department of Transportation and Communications, on the understanding that the Order is for estimating and planning purposes and that no actual work should be commenced until By-Law No. 6767 (authorizing Connecting Link Agreement for construction of intersection of Princess Street, Bath Road and Concession Street) has been passed and the Agreement approved by the Department of Transportation and Communications:

Expressway Section	: $19,000.
Connecting Link Section	: $ 3,800.

CARRIED AS AMENDED

21. That as recommended by the Parking Authority, the resignation of Mr. F. Bruce Jackson as a member of the Authority be accepted with regret.

CARRIED

22. That the draft Agreement with Kingston Enterprises Limited dated the 26th of September, 1967, with respect to Crestview II Subdivision, be amended as follows, subject to paragraph 15 being reviewed by the Fire, Legislation and Housing Committee and finalized by the Finance Committee:

    1. On page 2 delete paragraph one concerning lands for drainage purposes, as not applicable.

    2. Pavements - Page 2. Delete reference to naming of streets as street names have already been agreed upon.

Report No. 73 - Finance and Accounts Committee (cont'd)

22. (cont'd)

3. Sidewalks - Page 2. That the present wording be deleted, and the following substituted therefor:

"On one side of all streets and on both sides of the following streets - Guthrie Drive from Markers Subdivision to Edson Street; Guthrie Drive from Edson Street to the easternmost intersection of Guthrie Drive and Joyce Street; Edson Street from Guthrie Drive to Montreal Street; and on the north and centre access roads in that part of the subdivision located on the east side of Montreal Street."

4. Gas Mains - Page 2. Delete reference to gas mains, as not applicable.

5. On Page 3, add the following words at the end of the last sentence in paragraph (b): "except for a portion of Joyce Street," as abutting property owners have agreed to assume half the cost of a portion of Joyce Street.

6. On Page 4 -

(a) delete the words "without further" in the 8th line of paragraph (f), and substitute therefor the words "with due".

(b) add the following sentence to paragraph (f): "The repair of faulty construction shall not be charged to the owner beyond two years after acceptance of the work."

(c) delete the words "or commercial" from the first line of paragraph (g), subsection (i), as not applicable.

7. Date of Completion - Page 4. Delete paragraph (h) and reword as follows:

"The date of completion for all services shall be eight (8) years, with no specific time limit set for each individual phase, it being understood that:

(a) Service plans shall be prepared by the Consulting Engineer for the Owner for each phase of the development prior to the registration of each phase of the plan and preliminary plans for other phases to show that sufficient engineering design has been done in the other phases to ensure adequate capacity and proper depth for the services.

Estimates of the cost of the services for each phase of the subdivision shall be submitted to the City prior to the registration of that phase of the plan of subdivision.

The estimates and plans will be subject to the approval of the Commissioner of Works for City services and the Public Utilities Commission for utility services.

(b) The City will notify the Minister of Municipal Affairs that the financial conditions of the City have been met, as soon as the subdivider has filed his Performance Bond for any phase, and that the Minister will be requested to give final approval to each phase as Performance Bonds are filed.

- or -

as an alternative, the whole plan of subdivision shall be registered at one time, it being understood that the Owner will file with the City all bonding and engineering requirements at the time the plan is registered."

8. Existing and Final Grades and Contours - Page 5. Delete reference to approval of the Medical Officer of Health to the plans and profiles, as approval by City Engineer and Building Inspector should be adequate.

9. Spot Levels - Page 5. Delete paragraph (a), as not applicable.

Report No. 73 - Finance and Accounts Committee (cont'd)

22. (cont'd)

10. Clearance of Building Lots - Page 6. Delete paragraph (a), as not applicable.

11. Lands for Municipal Purposes - Page 6. Delete all the words after the word "purposes" in line 2, since these administrative details are not required to be included in the agreement.

    Delete paragraph two, as not applicable.

    Delete paragraphs three and four, as they are covered under Schedule "B".

12. Utilities - Pages 6, 7, 8 and 9 -

    Delete paragraph (a), subsections 1 to 4 inclusive, as not applicable.

    Delete reference to gas in paragraph (c) on page 7, as not applicable.

    Delete reference to underground services in paragraph (c) on page 7, as this is not required.

    Delete section (4) of paragraph (c) on page 8, as not applicable.

    Delete the words "in its uncontrolled discretion" from section (2) of paragraph (d) on page 8, as it is unnecessary.

    Reword paragraph (f) on page 8 as follows:

    "To supply a guarantee bond in a form suitable to the Commission's solicitor for 25% of the approved estimated cost of utilities work to be undertaken by the owner until acceptance of the service by the Commission and to supply a two year guarantee maintenance bond when such acceptance is received."

    Delete all of the words after the word "Commission" in line two on page 9, as these specifications will be included in a separate document.

13. Payment of Taxes and Existing Local Improvement Charges - Page 10. Delete all reference to payment of taxes and existing local improvement charges, as these items are covered by other legislation and it is not necessary to include them in the agreement.

14. Notification of Services - Page 11. Delete reference to land zoned commercial in lines 9 and 10 of the first paragraph, as not applicable.

15. - (Concerning deeding 25% of land in lieu of supplying Performance Bond. To be reviewed by the Fire, Legislation and Housing Committee and to be finalized by the Finance and Accounts Committee).

16. General - Page 13.

    In paragraph 7, referring to Block B, insert after the word "years" in line two the words "from the date of signing of this agreement," in order to fix a definite limit on the time for purchasing the public school site.

Report No. 73 - Finance and Accounts Committee (cont'd)

22. (cont'd)

16. (cont'd)

In paragraph 8, referring to Block D, insert after the word "years" in line two the words "from the date of signing of this agreement," in order to fix a definite limit on the time for purchasing the Separate school site.

17. Supplementary - Page 13. Delete the words "as to which the City shall be sole judge" from the third and fourth lines of paragraph (b), and delete the last four words of paragraph (b) - "by the City Engineer", since, if the parties cannot agree on the necessity for further drainage the question should be arbitrated rather than giving a City official the right to make a final decision.

18. On Page 14 delete the reference to by-law authorization, since this revised wording would have to be authorized by a new by-law.

Delete the comments on page 14 concerning certain items being marked "not applicable" since all non-applicable sections have been omitted from the revised draft.

19. On Page 15 - Delete reference to Schedule "C" concerning low lying lands, and reference to Schedule "G-2" concerning Letter of Credit, as not applicable.

CARRIED

23. That the Parks, Recreation and Property Administrator be authorized to install floodlights at the Caton's Park ball diamond instead of at Garrigan Park, as originally proposed, at an estimated cost of $7,000.

CARRIED 14:1
(Ald. Keyes opposed)

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
K. Keyes
W. T. J. Cook
G. N. Speal
D. G. Timmins

UNFINISHED BUSINESS

Mayor Swain stated that the Public Utilities Commission at their meeting held today had held a general discussion on the changes that had been made to the Transit System, including information and comments that had been received from the general public and the bus drivers. He stated further that the Commission had asked the members of Council to submit any comments that they might have concerning the Transit System, such as comments on:

Transfer Points
Location of Bus Shelters
Service, including commencement of and termination of each day
Holiday Service
Use of system by particular areas of the City.

Mayor Swain stated also that the Commission was undertaking a survey of some of the passengers and that passenger counts were to be taken. He asked that the members of Council submit their comments directly to him in order that he might present them at the August meeting of the Commission for consideration.

Ald. Cook stated that an article on "Sir Hardly Neat" had recently appeared in the Toronto Star.

UNFINISHED BUSINESS (cont'd)

Ald. Webb stated that he noted no "Special Weeks" had been recommended for proclamation by the Fire, Legislation and Housing Committee at this meeting of Council. He stated further that the movie *"Cold Turkey"* was presently showing in Kingston concerning the actions of persons who have stopped smoking, and he suggested that the members of Council should view this film. He also requested the Mayor to proclaim a "Cold Turkey" week in Kingston, as had been done by the Mayor of Toronto.

Ald. Keenleyside suggested that the film *"Tobacco Road"* should be shown in Kingston after *"Cold Turkey"* had completed its showing.

Ald. Timmins stated that over one-half of the Social Welfare Budget has been expended in the first five months of 1971 and he noted that the Social Welfare Committee's budget recommendation of $2 million had been cut at budget time to $1.6 million.

Ald. Timmins stated that new Ontario Regulations are now in effect concerning persons 16 to 18 years of age who live apart from their parents and who apply for welfare. He stated further that the Social Services Department had recently sent out letters to persons affected explaining the situation.

Ald. Travers stated that he was concerned about the traffic volume increase on Brock Street and on Johnson Street and he suggested that Council should consider establishing other streets also as one-way streets.

Ald. Travers suggested that consideration should be given to appointing someone other than a downtown businessman on the Parking Authority.

Mayor Swain stated that anyone, who qualifies, could be nominated as members of the Parking Authority.

Ald. Travers suggested that consideration should be given to attempting to have the Government change its policy to subsidize the construction of parking lots instead of highways.

Ald. Matthews suggested that the C.N.R. should be requested to cut the grass and remove the boards from their property on the north side of Elliot Avenue (former Briceland Farm).

Ald. Matthews suggested that the boulevards on Montreal Street, north of the Subway, should be kept clean by the City.

Ald. Matthews referred to the revised location for fences on street allowances (i.e. not less than 3 feet from edge of sidewalk) and enquired as to whose responsibility it was to cut the grass between the fence and the sidewalk since he believed it was not fair for the abutting owner to be required to do it. He suggested that there should be some compensation to the abutting owners for maintaining the City's boulevard.

Ald. Matthews also stated that he believed that the operators of the City's sidewalk snowplows should take greater care while driving them and should drive slower.

Ald. Hagerman stated that he knew of one fence that had been standing for 12 years which would have to be moved under the new encroachment regulations.

Ald. Speal stated that if a person has an agreement with the City giving them permission to erect their fence on the City's road allowance, the fence should not have to be moved.

Ald. Speal suggested that consideration be given to requiring, as was done in the past, that each owner be responsible for cleaning the snow off of the sidewalk in front of their own property.

He stated that the Public Works Committee would be pleased to consider this suggestion if so directed by Council.

Ald. Speal also stated that the operators of the sidewalk snow plows have a very difficult job in driving the small plows through the snow and must travel as fast as they can through the larger drifts in order to prevent stalling.

BY-LAWS

Council consented to the presentation of By-Law (12) for first and second reading only, instead of for three readings.

Council also consented to the addition of By-Law (22) for presentation to Council.

(a) Moved by Ald. Matthews,
Seconded by Ald. Speal,

That By-Laws 1 to 12 receive their first reading.

CARRIED

(b) Moved by Ald. Speal,
Seconded by Ald. Cook,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 12 their second reading.

Ald. Watts, Chairman.

CARRIED

(c) Moved by Ald. Cook,
Seconded by Ald. Timmins,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Watts reported that By-Laws 1 to 12 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Timmins,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 8 to 11 their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Laws 8 to 11 and 13 to 22 be given their third reading.

CARRIED

(1) A By-Law to Authorize the Execution of an Agreement with Kingston Spinners Limited (Sale of Land: South Side of Dalton Avenue).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7071)
Clause 24, Report No. 66

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(2) A By-Law to Amend By-Law NO. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 67).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7072)
Clause 1, Report No. 67

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(3) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 67).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7073)
Clause 1, Report No. 67

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

BY-LAWS (cont'd)

(4) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes". (Fence Regulations: To be not less than 3 ft. from Sidewalk).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7074)
Clause 1, Report No. 69

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(5) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Public Building Regulations: One Entrance to Accommodate Handicapped Persons).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7075)
Clause 4, Report No. 72

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(6) A By-Law to Amend By-Law No. 6834, "A By-Law to Authorize the Reconstruction of Certain Sidewalks (General Rate)" (Delete Johnson, Division to Barrie; Substitute Sydenham, Johnson to William).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7076)
Clause 15, Report No. 73

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(7) A By-Law to Authorize the Installation of 13 - 175W MV Lights on Concrete Poles with Underground Wiring in Grenville Park Under the Provisions of The Local Improvement Act (Section 12).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7077)
Clause 16, Report No. 73

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(8) A By-Law to Dedicate as Part of Conacher Drive the One Foot Reserve at the West End of Conacher Drive as Shown on Registered Plan No. 1391. (Clause 3, Report No. 67).

(THREE READINGS) (PROPOSED NO. 7078)
Clause 3, Report No. 67

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(9) A By-Law to REPEAL By-Law No. 23, "A By-Law Respecting the Fire Department, 1957".

(THREE READINGS) (PROPOSED NO. 7079)
Clause 1(a), Report No. 72

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(10) A By-Law Respecting the Fire Department, 1971.

(THREE READINGS) (PROPOSED NO. 7080)
Clause 1(b), Report No. 72

FIRST READING - CARRIED 14:1
SECOND READING - CARRIED 14:1
THIRD READING - CARRIED 14:1
(Ald. Keyes opposed)

(11) A By-Law to Amend By-Law No. 1477, "A By-Law to Authorize the Mayor and City Clerk-Comptroller to Execute an Agreement with the Kingston Humane Society" (Compliance with *Animals for Research Act, 1968-69*, and Regulations).

(THREE READINGS) (PROPOSED NO. 7081)
Clause 6, Report No. 72

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(12) A By-Law to Authorize the Execution of an Amending Agreement with Cobourg Construction Co. Ltd. (Contract 71-1W Construction and Reconstruction of Sidewalks).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7082)
Clause 15, Report No. 73

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(13) A By-Law to Authorize the Construction of a Storm Sewer in Easement Adjacent to King Street from Portsmouth Avenue Westerly 1,018 Feet and in Portsmouth Avenue from King Street to Johnson Street, Including Relocation of Pole Line on Portsmouth Avenue Under the Provisions of Section 8 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 6810)
Clause 11, Report No. 96, 1970

THIRD READING - CARRIED 15:0

(14) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 1, Report No. 61).

(THIRD READING) (PROPOSED NO. 7043)
Clause 1, Report No. 61

THIRD READING - CARRIED 15:0

(15) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 61).

(THIRD READING) (PROPOSED NO. 7044)
Clause 1, Report No. 61

THIRD READING - CARRIED 15:0

(16) A By-Law to Authorize the Execution of an Agreement with R.B. Abrams (Paving of Portion of Street Allowance at 55 Oak Street).

(THIRD READING) (PROPOSED NO. 7045)
Clause 2, Report No. 61

THIRD READING - CARRIED 13:2
(Ald. Keyes and Ald. Vosper opposed)

(17) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Paving of Portion of Street Allowance at 55 Oak Street).

(THIRD READING) (PROPOSED NO. 7046)
Clause 2, Report No. 61

THIRD READING - CARRIED 13:2
(Ald. Keyes and Ald. Vosper opposed)

(18) A By-Law to Authorize the Execution of an Agreement with Mac Amey Motor Sales Co. Limited (Paving of Portions of Street Allowance on the North Side of Queen Street at Barrie Street and the West Side of Barrie Street at Queen Street).

(THIRD READING) (PROPOSED NO. 7047)
Clause 4, Report No. 61

THIRD READING - CARRIED 15:0

(19) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Paving of Portions of Street Allowance at North-West Corner of Queen and Barrie Streets).

(THIRD READING) (PROPOSED NO. 7048)
Clause 4, Report No. 61

THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(20) A By-Law to Amend By-Law No. 181, "A By-Law to Provide for the Collection, Removal and Disposal of Garbage, Ashes and Other Refuse" (Revise Rates for Disposal of Inflammable Materials at City Dump; and Regulations for Supplying of Disposal Containers).

(THIRD READING) (PROPOSED NO. 7049)
Clauses 7 and 8, Report No. 62

THIRD READING - CARRIED 15:0

(21) A By-Law to Amend By-Law No. 4715, "A By-Law to Limit the Number of Automobile Service Stations Where Gasoline is Stored or Kept for Sale Within the City of Kingston" (Reduce Limit from Seventy-Five to Sixty-Six).

(THIRD READING) (PROPOSED NO. 7067)
Clause 4, Report No. 65
and
Clause 8, Report No. 72

THIRD READING - CARRIED AS AMENDED 13:2
(Ald. Travers and Ald. Vosper opposed)

(22) A By-Law to Authorize the Execution of an Agreement with Adrian Cruji (Lease: City Owned Cottage Site - Township of Pittsburgh).

(THIRD READING) (PROPOSED NO. 7054)
Clause 11, Report No. 66

THIRD READING - CARRIED 15:0

MOTIONS

The following notice of motion was received:

(1) Moved by Ald. Webb,
Seconded by Ald. Vosper,

That smoking be prohibited at Council meetings.

(Referred to the Finance and Accounts Committee)

The following motion was considered:

(2) Moved by Ald. Matthews,
Seconded by Ald. Brightman,

That the condolances of the Council be extended to the family of the late Patrick Rochefort, son of Fire Captain and Mrs. Vincent Rochefort.

CARRIED

(3) Moved by Ald. Webb,
Seconded by Ald. Brightman,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:33 P.M.

(L.S.)

(signed) *T. J. McKibbin*,
CLERK-COMPTROLLER.

(signed) *E. V. Swain*,
MAYOR.

Local Govt.

CITY COUNCIL MEETING NO. 15

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, July 26, 1971, at 8:00 p.m.

ROLL CALL

PRESENTATIONS

(A) Certificate of Attendance at the 1971 "C.S. Anderson" Road School Human Relations Course Sponsored by the Ontario Good Roads Association at the University of Guelph to:

Mr. Ronald Rombough

(B) Canada Safety Council, *SPECIAL AWARD*, to Kingston, Ontario, for the Distinction of Having, by United Community Effort, Achieved FIRST Place Among Canadian Cities in Obtaining the Lowest Fatal Traffic Accident Rate Per 10,000 Population During 1970.

(C) Canada Safety Council SEAL for Completion of the Year 1970 Without One Fatal Traffic Accident in the City of Kingston.

TABLING OF DOCUMENTS

(71) From the Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to May 31, 1971.

(Note: Copies of statement distributed to each member of Council)

(72) From The Ontario Municipal Board, duplicate original of their Decision approving City of Kingston annexation of part of the Township of Kingston between City Limits and Highway 401.

(73) From The Ontario Municipal Board, copy of their Decision approving Township of Kingston annexation of part of the City of Kingston for straightening King St. in Elevator Bay.

(74) Copy of Minutes of the Kingston Suburban Road Commission Meeting held on Wednesday, June 30th, 1971, at the Court House, Kingston.

(75) From the Parks, Recreation and Property Department, booklet entitled *"News for the Whole Family"* outlining the various activities conducted in the City Parks during the summer of 1971.

(76) From the Eastern Ontario Development Council, *"18th Annual Report 1970-71"* dated May 11, 1971.

(77) From CORTS, Canada-Ontario Rideau-Trent-Severn Waterway Study, copies of the Canada-Ontario Report on recreational development.
(Referred to Parks, Recreation and Property Committee)

(78) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to May, 1971, inclusive:

	1970 Jan.-May	1971 Jan.-May
REVENUE:	$205,196.	$222,210.
EXPENDITURES:		
Total Operating Expenses:	$323,904.	$336,069.
Less Revenue:	(-) 205,196.	(-) 222,210.
Net Operating Deficit:	$118,708.	$113,859.
Plus: Pro-Rated Debenture Charges	(+) 40,323.	(+) 40,875.
Total Deficit for Period:	$159,031.	$154,734.

TABLING OF DOCUMENTS (cont'd)

(78) (cont'd)

Note: (1) Present Fare Schedule has been in force
(a) Adults since 2nd July 1969
(b) Students since 1st September 1968.
(2) March 1970 - "Transit Month".
(3) Reduced Service introduced 1/3/71 as recommended by D.L.C.
(4) New Routes & Transfer Point introduced 3/5/71.

(79) From the Department of Municipal Affairs, copy of publication *"Provincia Assistance to Municipalities, Boards and Commissions"*.

MINUTES

That the minutes of City Council Meeting No. 13, held June 15, 1971, and City Council Meeting No. 14, held June 28, 1971, be adopted as printed.

COMMUNICATIONS

To be Filed:

(297) From The Hon. C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's following resolutions:

(a) Province of Ontario, Air Space on Highways (R.65(3)71);

(b) Administration of Justice - Costs of (R.66(1)71);

(c) Population Figures - Inclusion of Residents of Institutions for Provincial Grants (R.66(2)71);

(d) Police - Expenditure of Funds Pursuant to Arbitration Provisions of the Police Act (R.66(4)71).

(298) From The Hon. C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's following resolutions which were approved:

(a) Housing - Distribution of Education Costs (R.72(2 .3))71);

(b) Massive Unconditional Grants (R.73(2)71);

(c) Removal of exemption from taxation of buildings on agricultural society lands (R.73(3)71);

(d) Increase in charge for tax certificates from $1.00 to $2.00 (R.73(4)71);

(e) Reinstitution of Subsidy for Urban Renewal Schemes (R.73(5)71);

(f) Appointment of the O.M.B. as arbitrator on O.W.R.C. takeovers (R.73(6)71);

(g) Municipal Transit Subsidy (R.73(7)71);

(h) Increased Subsidies for Sewage Treatment from other levels of government (R.73(8)71);

(i) The appointment of more competent arbitrators as Chairmen of Boards of Arbitration (R.73(9)71);

(j) Examination of services provided at the local level (R.73(10(a))71);

(k) Termination of tax exemptions (R.73(10(b))71);

(l) An increase in unconditional grants (R.73(10(d))71);

and acknowledging receipt of the following resolutions which were not endorsed by Council:

(a) Assessment of Employees Parking Lots (R.73(1)71);

(b) Police Commission Appointments - resolution of Township of Chinguacousy (R.73(12)71).

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(299) From Mr. D. L. Hardtman, Q.C., City Solicitor, reporting his attendance at the Ontario Municipal Board hearing held in Kingston on June 15, 1971, in respect of an application by the City for approval of the construction of storm sewer in Portsmouth Avenue, at which the application was approved subject to the frontage of Mr. Francis J. White on Portsmouth Avenue being reduced from 100 feet to 66 feet for purposes of being charged per front foot for the work.

(300) From Ald. J. L. McDougall, stating that he believed the corporate income tax on Bell Telephone Company should be reduced rather than an attempt made to oppose an increase in telephone rates.

(Note: Copy of Ald. McDougall's letter distributed to each member of Council).

(301) From the Township of Kingston, thanking Council for their letter commending the Township of Kingston on the purchase of Lemoines Point.

(302) From Mr. C. J. Keller, Executive Assistant to the Minister of Finance, acknowledging receipt of Council's resolution (R.73(11)71) relative to request for a provincial subsidy of at least 50% of the cost of providing secondary sewage treatment.

(303) From the Department of Municipal Affairs, acknowledging receipt of Report of the Committee of Architectural Review (R.71(2)71).

(304) From The Hon. Charles MacNaughton, Minister of Transportation and Communications, as follows, together with a copy of Bill 89 and a copy of Statement by the Honourable William Davis, Prime Minister of Ontario:

> *"I take great pleasure in sending to you the enclosed copy of Bill 89 to amend The Highway Improvement Act and a copy of the statement made in the Legislative Assembly on June 28th, 1971, by the Prime Minister of Ontario, The Honourable William G. Davis, Q.C.*
>
> *Since the Bill will have application in your municipality, I am taking the liberty of sending you a first reading copy so you can make yourself familiar with its provisions. I must caution you, however, that there is always the possibility of changes before third and final reading.*
>
> *After Royal Assent, further information will be sent to you regarding the administrative procedures which apply.*
>
> *I trust this legislation will be of significant assistance in providing adequate public transportation in your municipality, and I welcome this opportunity to expand our long and fruitful relationship."*

The main points in Bill 89 which affect Kingston may be summarized as follows:

1. Provision is made for the temporary closing of municipal highways for municipal parades and celebrations.
2. Instead of a municipality applying for approval to the Department of a detailed allocation of road expenditures, the Minister will allocate a definite sum and the municipality will notify the Department of how it proposes to spend the money.
3. A municipality may still request a supplementary allocation from the Department.
4. Provision is made for interim payments of subsidy.
5. Provision is made for financial assistance to municipalities for expenditures for public transportation out of money allocated for road improvements at the same rate, i.e. 50%.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(304) (cont'd)

The Prime Minister's statement notes:

(1) That in place of one advance payment of 25% in May there will be two advance payments of 30% - one in April and one in July.

(2) That normal road subsidies will apply for works on adjacent streets required to facilitate the construction of pedestrian malls.

(3) Assistance to studies of all or part of the total transportation needs of a municipality.

(305) From Dr. S. Fyfe, Secretary, Institute of Local Government, Queen's University, commenting favourably on the Council procedure as recorded on video tape by the Institute of Local Government, and also making note of the participation of the City in the educational program of the Association and the contribution made by Mr. B. G. Cousens on the Educational Committee and the high standing obtained by Mr. Graham Lodge, Mrs. Edmonds and Mrs. More.

(306) From the Hon. Robert Welch, Minister of Education, acknowledging receipt of Council's resolution (R.72(2 .3))71) in connection with the sharing of education costs as between the Province and local authorities.

(307) From the Cataraqui Region Conservation Authority, renewing fill permit No. F.P. 1/65 for the period June 1, 1971, to December 31, 1976, subject to the requirements for channelization shown in a report dated November 4, 1970, by Totten Sims Hubicki Associates Ltd. entitled Little Cataraqui Creek, East Branch.

(308) From The Hon. Dalton Bales, Minister of Municipal Affairs, acknowledging receipt of Council's views in respect to the recommendations of the Select Committee on Election Laws as contained in the Committee's Fourth Report (R.72(5)71).

(309) From the Hon. E. J. Benson, Minister of Finance, acknowledging receipt of Council's resolution (R.72(2)71) concerning the Federal sales tax on building materials.

(310) From Canada Permanent Trust Company, copy of Statement of Accounts for the Estate of Stuart M. Polson for the period June 4, 1967 to June 4, 1971.

(311) From Mr. C. J. Keller, Executive Assistant to the Minister of Finance, acknowledging receipt of copy of letter to Mr. H. M. Wilson, Regional Controller, Civil Aviation Branch, Department of Transport, dated July 20, 1971 concerning improvements at the Kingston Airport, and brief submitted by the Airport Commission at a meeting held in Ottawa, together with summary prepared by the Clerk-Comptroller on discussions that took place at this meeting.

To be Referred to the City of Kingston Planning Board and to the Area Planning Board:

(312) From the Community Planning Association of Canada, advising of their 1971 National Conference, to be held in Halifax, N.S., from October 3 to 6, 1971.

COMMUNICATIONS (cont'd)

Which Have Been Referred to the Kingston Planning Board:

(313) From Messrs. Slater, Swain & Jacob, solicitors, for Mr. Peter Music, application for a zone change for Part Lot 8, Concession WGCR, known as 3 Elliot Avenue, from M-6 Industrial to permit an exception to the present zoning requirements to permit use of part of the land for residential purposes.

(314) From the following persons, objecting to proposed By-Law No. 7065, to permit rezoning of 3.6 acres at 440 King Street West:

(a) Mrs. D. W. Geiger, 100 Cliff Crescent;
(b) Mr. Borden R. Leonard, 29 Ellerbeck Street;
(c) Mr. E. D. Ryan, 27 Ellerbeck Street;
(d) Mrs. Bessie Brown, 32 Ellerbeck Street.

(315) From the following persons, objecting to proposed By-Law No. 6806 - Sydenham Ward Urban Renewal:

(a) Mr. Michael W. Carty, c/o Rankin, Swan & Carty, on behalf of the Congregation of Notre Dame;
(b) Mr. J. Russell Carter, 7 Grenville Road;
(c) Messrs. W. F. Dodds and R. W. Smith, 80 Commissioner St., Toronto;
(d) Mr. E. C. Churchill, Kingston News Service, 128 Ontario Street.

To be Referred to the Parks, Recreation and Property Committee:

(316) Copy of letter from Kingston Enterprises Limited to the Chief Inspector, Field Crops Branch, Ontario Department of Agriculture, stating:

> *"Each year we receive these Notices under Form 62-641 complaining of 'noxious weeds' on property owned by us.*
>
> *We are large scale owners of development properties and it is our feeling that we are singled out for annoyance on matters of this type.*
>
> *For instance last year, we received one of these Notices with respect to some vacant land which we have at the corner of Bath Road and Sir John Macdonald Blvd. which we have been prevented from using by the grotesque suggestion that although we have frontages on both Streets, we are to be denied entrances therefrom.*
>
> *I receive the Sessional Papers and in recent Debates on the Minister's estimates, this question was brought up and the inference was that the Act was not to be used in a punitive way or to create unnecessary annoyance.*
>
> *For instance the complaint is that there are some Dandelions. What a waste of public money to make such a complaint. Dandelions are everywhere, even on City property and with respect to the corner property that I mentioned above, the City are owners of vacant lands, not too far distant from ours where a similar weed problem prevails, in which they make no attempt of doing anything about it.*
>
> *Your Department should not allow itself to be used to square animosities amongst neighbours."*

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee:

(317) From Ontario Housing Corporation, acknowledging receipt of Council's resolution (R.72(2. 1) #8)71) regarding the Home Ownership Made Easy Plan, and stating that negotiations for purchase and development of the Mowat property are presently under way and they expect to determine economic feasibility very shortly, and consideration of the Crestview II Subdivision property and property available in Markers Acres will depend on need and demand, and to some extent on the success of their programme in Collins Bay where they hope to market 300 H.O.M.E. lots later this year and next.

(318) From Dr. R. A. Kelly, Medical Officer of Health, copy of *"Guidelines for Community Noise"* which they received from Environmental Health Service Branch, and offering to assist in arranging to conduct a community noise survey if desired.

(319) From the Office of the Honourable Robert Andras, Minister Responsible for Housing, acknowledging receipt of Council's resolution (R.72(2)71) concerning a subsidy for owner occupied low cost houses.

(320) From the Kingston Fire Department, copies of *"Annual Report 1970"*.

(Note: Copies have been distributed to all members of Council).

(321) Copy of letter to the Building Inspector from Mr. H. B. Salsbury, 180 York Street, complaining about the construction of an addition to a house at 184 York Street which, he states, is too close to his property.

To be Referred to the Fire, Legislation and Housing Committee and to the Housing Sub-Committee:

(322) Remarks by the Honourable Robert Andras, Federal Minister Responsible for Housing at National Forum of The American Institute of Architects, Detroit, Michigan, dated June 23, 1971, and also at House of Commons, dated June 28, 1971.

To be Referred to the Police Commission and to the Fire, Legislation and Housing Committee:

(323) From Mrs. Irene Mooney stating:

> *"I am writing you gentlemen to inform you of what can happen to a citizen who takes an interest in their city.*
>
> *As you are all aware, I have been supporting the hiring of a law enforcement officer along with this support and without any personal vendetta against anyone. I have been reporting traffic and parking infractions to the police. I do this because I believe in the safety of all our citizens, as well as upholding the laws of the city.*
>
> *Since I have been doing this, I have received threatening get well cards, letters, annoying telephone calls at all hours, windows broken, green paint sprayed over the front of our home, human excrement in a bag thrown on my lawn and a false fire alarm call to our home. The latest is spreading of the story that I, myself, placed the false fire alarm call.*
>
> *I realize that city council cannot take any action in this matter but felt you should be aware of what can happen to a person who is interested enough to get involved in city affairs."*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee:

(324) From the City of Kitchener, requesting that their following resolution be endorsed:

> *"WHEREAS it is evident that problems of water supply, water use and water quality cannot be dealt with as individual matters, but must rather be considered as totally interrelated;*
>
> *AND WHEREAS the Province of Ontario has recognized this fact in undertaking at the request of area municipalities, a complete and comprehensive study of all matters relating to water management in the Grand River Basin;*
>
> *AND WHEREAS at the urging of the area municipalities, the Province of Ontario has recently announced amendments to its grant program whereby the construction of water control dams on the Grand River will be eligible for the minimal acceptable assistance from Provincial funds;*
>
> *AND WHEREAS water pollution control plants are recognized by the Province as being a part of the whole problem of water management and therefore should logically be eligible for Provincial subsidy to the minimally acceptable level of 75%;*
>
> *AND WHEREAS municipalities in the Grand River Basin have recently been advised that in addition to secondary sewage treatment, they will be required to provide as well for phosphorus removal in all sewage by December 31, 1973;*
>
> *THEREFORE BE IT RESOLVED that the Province of Ontario be asked to amend its grant regulations so as to provide a 75% subsidy on all costs involved in all matters of water management, including water supply, water control and water quality."*

(325) From the Association of Ontario Mayors and Reeves re municipalities' contributions to the joint opposition (Association of Ontario Mayors and Reeves and Ontario Municipal Association) to Bell Canada 1970 application for rate increases, stating that in response to their request for contributions equal to one-half of one cent per capita to finance opposition to Bell Canada's application for rate increase, contributions were received from 338 municipalities, realizing the sum of $19,559.22; expenditures amounted to $12,052.94, leaving a balance on hand of $7,506.28. It had been agreed that any excess would be returned to the municipalities on a pro rata basis, but since the balance is so small, any attempt to return this amount of money on a pro rata basis would be so costly as to almost entirely use up this amount, and they are therefo asking each contributing municipality if they would agree to having this sum of money placed in a special fund, to be used in some possible future action.

(326) From the Hon. Allan F. Lawrence, Minister of Justice and Attorney General, stating:

> *"I received your letter of June 30th and I have noted the nature of the resolution which has been passed by the City Council.*
>
> *While I can understand the concern of the members of the Council as to any increased expenses to the taxpayers of the City I must be frank to state that I cannot accede to the suggestion that the Province should in some way accept the costs of the local policing that may have been necessary in this federal penitentiary. No doubt, you are drawing the matter to the attention of the appropria federal representatives so that they may speak for themselves on the position which they take with respect to the matter."*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(327) From the City of Cornwall, requesting that their following resolution be endorsed:

> *"WHEREAS the Municipal Act, Section 478, and the Surveys Act, Section 56, provides that, under the circumstances therein set out, a municipality, after it has closed a road, may be required to convey the lands to the adjoining owners without compensation;*
>
> *AND WHEREAS, in many cases, the land in question has increased in value by reason of the local improvements installed by the municipality in the area;*
>
> *AND WHEREAS it is inherently unfair that the municipality should be required to convey such land without compensation to the adjoining owners, which thereby enables the said owners to immediately resell the lands for a substantial profit.*
>
> *BE, THEREFORE, RESOLVED that the Ontario Legislature be requested to amend the Municipal Act and the Surveys Act to require that a municipality may, after it has closed a road, if it desires to dispose of such land, be permitted to charge a fair price for such lands."*

PETITIONS

REPORTS

REPORT NO. 74

To the Mayor and Members of Council Kingston, July 20, 1971

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

(a) that the alternate side street parking regulations in effect on Victoria Street be extended to Beverley Street between King Street West and Union Street;

(b) that parking be prohibited on both sides of Alwington Avenue between King Street West and Union Street Monday through Friday during the following periods:

9:00 a.m. to 12:00 noon
1:30 p.m. to 4:30 p.m.

(c) that the alternate side street parking regulations in effect on Pine Street west of Cherry Street be extended to Pine Street between Cherry and Cowdy Streets;

(d) that parking be permitted on the west side of Victoria Street from 85 feet north of Earl Street to 150 feet north of Earl Street;

(e) that traffic signal lights be authorized at the following intersections:

Division Street at Railway Street
Division Street at York Street

(f) that parking be prohibited on the west side of Barrie Street from Stuart Street to 145 feet north of Stuart Street;

(g) that parking be prohibited on the west side of Toronto Street between Brock and Johnson Streets;

(h) that parking be prohibited on the north side of Deacon Street between Arch and Barrie Streets;

(i) that parking be prohibited on a trial basis on both sides of Albert Street from Union Street to Johnson Street during the following periods:

10:00 a.m. to 11:00 a.m.
2:00 p.m. to 3:00 p.m.

(j) that for street cleaning purposes parking be prohibited on the following streets between 1:00 a.m. and 7:00 a.m. on days and sides indicated below:

STREETS	FROM	TO	DAY & SIDE	DAY & SIDE
Corrigan	Rideau	Bagot	North Monday	South Wednesday
Dufferin	Rideau	Bagot	North Monday	
Park	MacDonnell	Regent	North Monday	South Wednesday
Durham	Victoria	westerly to end	North Monday	South Wednesday
Gore	King	Ontario	North Tuesday	South Thursday
Lower Union	King	Ontario	North Tuesday	South Thursday
West	King	Ontario	East Tuesday	West Thursday
Simcoe	King	southerly to end	East Tuesday	West Thursday

1. (j) cont'd

STREETS	FROM	TO	DAY & SIDE	DAY & SIDE
Maitland	King	southerly to end	East Thursday	
Emily	King	Ontario	East Tuesday	
Queen's Cres.	Albert	University	South Tuesday	
Queen's Cres.	Collingwood	Beverley	South Tuesday	
Mack	Victoria	Nelson	North Tuesday	South Thursday

2. That by-laws be presented to Council:

(a) to amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", to provide that notwithstanding anything to the contrary contained in By-Law No. 645, the Public Utilities Commission shall be permitted to erect and maintain bus shelters in the following locations as shown on the drawing for each bus shelter location listed below except that all bus shelters shall be erected not less than three feet from any sidewalk:

(i) King St. W. South Side between Mowat and McDonald Ave
Drawing No. 80-20-277/52 dated June 10, 1971

(ii) Union St. South Side just west of Sir John A.
Drawing No. 80-20-277/58 dated June 10, 1971

(iii) Union St. North Side just west of University Ave.
Drawing No. 80-20-277/53 dated June 10, 1971

(iv) Butler St. East Side just south of Weller Ave.
Drawing No. 80-20-277/55 dated June 10, 1971

(b) to authorize the execution of an Agreement with the Public Utilities Commission to permit the erection of the foregoing bus shelters plus the erection of the following two bus shelters to be located on City property:

(i) Brock St. North Side just east of Montreal St.
Drawing No. 80-20-277/51 dated June 11, 1971
Alternative "B"

(ii) Van Order Dr. West Side just north of Norman Rogers Dr
Drawing No. 80-20-277/54 dated June 10, 1971

NOTE: The Parks, Recreation, and Property Committee approves of the erection of bus shelters at these two locations and suggests that consideration be given to construction of a public washroom beside the Brock Street bus shelter.

(c) to terminate the agreements to permit bus shelters to be erected in the following locations as soon as the Public Utilities Commission relocate the shelters:

(i) Brock St. North Side in front of the Chown Parking Lot.

(ii) McDonald Ave. West Side just north of King St. W.

3. That a by-law be presented to Council to provide that notwithstanding the provisions of Section 50 of By-Law No. 10, "A By-Law Respection Streets", the Kingston Fair Board be permitted to erect three canvas banners at the intersections of Bagot, Alfred, and MacDonnell Streets with Princess Street to advertise the Kingston Fall Exhibition on the understanding that the Kingston Fair Board will save the Corporation of the City of Kingston harmless.

4. That a by-law be presented to Council to provide that notwithstanding the provisions of Section 50 of By-Law No. 10, "A By-Law Respecting Streets", the Rideau Trail Association may place triangular trail markers along the Rideau Trail on City property subject to the approval of the Traffic and Streets, and Parking Authority Administrator having been obtained for the design, location and installation of such markers.

5. That the action taken by the Traffic and Streets Committee under the delegated powers of City Council during July and August to pay the account of the Public Utilities Commission in the amount of $2,987.52 for traffic light maintenance for the period January, February and March 1971, be confirmed.

Respectfully submitted,

(CHAIRMAN)

Public Works Report No. 75

July 19, 1971.

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the following accounts be paid -

The Sherwin-Williams Co of Canada Ltd	$635.15	paint
Philips Planning & Engineering Ltd	$3500.00	Solid Waste Disposal Report - with understanding that they will carry out the hydrological and soil surveys at no additional cost if the City selects the site recommended in the Report.

2. That a by-law be presented to Council to amend By-law No. 14 - A By-law relating to sewers and drains - by addition of Section 29(1) as follows -

Persons who propose to construct a storm sewer to replace existing ditch drainage or propose to relocate an existing ditch on private property shall apply to the Building Inspector and shall not discharge storm water into a public street or storm sewer without such approval.

3. That notwithstanding the provisions of By-law No. 10 - A By-law respecting streets - and By-law No.14 - A By-law relating to sewers and drains - the Public Utilities Commission be granted a 5-day no Cut Permit period to permit them to carry out gasmain bell clamping on Stuart St from University Ave to Albert St prior to pavement reconstruction and that they be given two days notice of this 5-day period.

4. That N.J.Pollitt Lumber Ltd be exempt from paying the City Dump charges for disposing of the demolition materials from the building on the south-east corner of the Convent property on Johnson St as they could have been disposed of prior to the introduction of the charges if it had not been necessary to stop the project while the City was considering the purchase of the building.

5. That the Public Utilities Commission be permitted to install a gasmain in the existing water and sewer tunnel under the railroad tracks on Elliott Ave on re-imbursement of $1087.50 to the City being 50% of the tunnel costs that can be attributed to the gasmain.

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No. 76

July 21, 1971.

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the following accounts be paid -

Muttarts Builders' Supplies - $504.00 - tree support stakes
Robert J.Lappan - $1814.75 - rental of equipment at Golf Course
Edwards Ford-Mercury Sales Ltd - $813.75 - one 1967 Ford Econoline Van

2. That the appreciation of City Council be extended to the Government of the Province of Ontario for introducing the Provincial-Municipal Employment Incentive Program 1971 which made it possible for the Parks and Recreation Departments to increase the scope of their work, and that the Provincial Government be requested to -

(a) Provide more advance notice of future programs,
(b) Extend the period of future programs to include the summer months,
(c) Allow Municipalities to use 10% of the allocated funds for operating and overhead costs.

3. WHEREAS it is well known that the Dutch Elm Disease is out of control;

AND WHEREAS the cost of removing diseased elm trees is borne by the taxpayers or government grants;

AND WHEREAS Public Utility Commissions and private Utility Companies may have saved many millions of dollars by these costs being borne by the taxpayers and government grants;

THEREFORE BE IT RESOLVED that the Ontario Municipal Association and the Association of Ontario Mayors and Reeves be requested to consider requesting the Provincial Government to enact legislation that will require benefitting Public Utility Commissions and private Utility Companies to pay for a portion of the cost of removing diseased elm trees located on public and private lands.

Respectfully submitted,

Chairman

REPORT NO. 77

TO THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, July 22, 1971.

The City of Kingston Planning Board reports and recommends as follows:

1. That the City of Kingston Planning Board has considered four letters of objection to By-Law No. 7065, "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Exception: 3.6 acres at 440 King Street West - Zone "A" and to Rescind By-Law No. 6997)" and re-affirms its decision as recommended to Council in Report No. 41A, Clause 1, and Report No. 64, Clause 2.

2. That the City of Kingston Planning Board has considered six letters of objection to By-Law No. 6806, "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Sydenham Ward Urban Renewal)" and re-affirms its decision as recommended to Council in Report No. 94, Clause 1. (1970).

Respectfully submitted,

REPORT NO. 78

Kingston, Ontario,
July 22, 1971.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the account of Star Uniforms Inc., Montreal, Quebec, in the amount of $1,072.51, for 288 grey uniform fire-fighters' shirts, as a charge against Accounts Payable 1970, be approved for payment.

2. That, as requested by Morgan Davis Printing Ltd., Richmond Hill, Ontario, permission be granted for them to reproduce the City Crest on maps of the City of Kingston they propose to publish; copies of which will be distributed free of charge by businessmen advertising therein.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 79

To the Mayor and Members of Council Kingston, July 21, 1971

The Committee on Finance and Accounts reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 5592, "A By-Law to Appoint G. M. Allan, H. Anderson and G. Holloway as Members of the Parking Authority of the City of Kingston and to Repeal By-Law No. 4832", to appoint Mr. Thomas Annis a member of the Parking Authority, in place of Mr. B. Jackson, for a term ending December 31, 1973.

2. That provision be made in the 1972 Budget for payment of a grant of $1,000. to International Hockey Hall of Fame Incorporated in 1972 on the understanding that the Provincial Museum Grant of $600.00 on the Municipal grant and the $400.00 Provincial grant on the salary of the Curator will be used for the operation of the Hockey Museum.

   (Note: Provincial grant is one-third of the salary of the Curator up to a maximum of $400.00).

3. That, having considered the following Notice of Motion presented to Council on June 28, 1971,

   "Moved by Ald. Webb,
   Seconded by Ald. Vosper,

   That smoking be prohibited at all Council meetings",

   smoking be permitted at all Council meetings.

4. Whereas Council, on June 28, 1971, passed the following resolution as clause 20 of Report No. 73:

   "That as recommended by the Public Works Committee, a Purchase Order be issued for relocation of services to Bell Canada for 50% of the cost of labour as follows, with subsidy to be claimed under the connecting link agreement with the Department of Transportation and Communications, on the understanding that the Order is for estimating and planning purposes and that no actual work should be commenced until By-Law No. 6767 (authorizing Connecting Link Agreement for construction of intersection of Princess Street, Bath Road and Concession Street) has been passed and the Agreement approved by the Department of Transportation and Communications:

   Expressway Section : $19,000.
   Connecting Link Section : $ 3,800. "

   And Whereas Mr. V. Snell, District Engineer, Department of Transportation and Communications, in a letter dated July 6, 1971, states that although formal approval under the connecting link procedures cannot be given until design is complete and that this will take approximately five months to complete, in a manner acceptable to the Department, the City can take the Department of Highways' letter of July 23, 1970, as intent that the cost of utility relocation and other legitimate construction costs will be shared on the connecting link basis by the Department, and recommends:

   (a) the immediate issuing of purchase orders to utility companies so that their relocation work can be completed prior to the end of April, 1972; and

   (b) the immediate commencement of negotiations to acquire required property for the project since all property must be acquired prior to calling construction tenders.

4. (cont'd)

That:

(a) clause 20, Report No. 73 be amended to read:

"20. That as recommended by the Public Works Committee, a Purchase Order be issued for relocation of services involved in the construction of the intersection of Princess Street, Bath Road and Concession Street, to Bell Canada for 50% of the cost of labour as follows, with subsidy to be claimed under the connecting link agreement with the Department of Transportation and Communications,

Expressway Section : $19,000.
Connecting Link Section : $ 3,800.";

(b) Mr. W. E. Webster, M.A.I., A.A.C.I., be retained to provide letters of opinion as to the market value of the 13 properties, or parts thereof, that are required for the work;

(c) the appropriate City officials be authorized to proceed to negotiate with the owners for the purchase from them of the necessary property; and

(d) authorization be granted to engage a surveyor, or surveyors, to survey and prepare a "Reference Plan" of the properties, or parts thereof, that are required for the construction of the intersection of Princess Street, Bath Road and Concession Street.

5. That a by-law be presented to Council for first reading to authorize the execution of an agreement with the Kingston and District Chamber of Commerce to lease to them the first and second floors of the old C.P.R. Station Building on Ontario Street on a one year renewable basis.

(Note: Copy of revised, new lease for the building to be distributed to the members of Council for consideration by the Finance Committee at their next regular meeting).

6. That, as requested by the Public Utilities Commission, permission be granted to the Commission to charge the sum of $31,220. to the Water Department Special Reserve Fund, as follows, instead of issuing debentures for these works:

(a) Installation of 8" watermain on Emily Street from 24" main on King Street, southerly 338'	$13,130.
(b) Installation of 12" watermain on Frontenac Street from the end of the existing watermain northerly 370' to Earl Street	$18,090.
	$31,220.

7. That as recommended by the Public Works Committee a by-law be presented to Council to amend Contract 71-1W with Cobourg Construction Co. for construction and reconstruction of concrete sidewalks, to provide one course construction, instead of two course construction, for the portion of the sidewalk on the East side of Montreal Street from 568' South of Water Street southerly 699' with no price change, it being understood that this is an experiment to determine the durability of a one course sidewalk.

8. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved in order to correct the outstanding deficiencies in the Smithfield Crescent Subdivision (Reg. Plan No. 1344):

8. (cont'd)

	Increase	Decrease
PUBLIC WORKS COMMITTEE		
CONTRIBUTIONS FROM REVENUE FUND		
- Smithfield Crescent Subdivision Deficiencies	$1,050.	-
FINANCE COMMITTEE		
UNCLASSIFIED		
- Contingencies	-	$1,050.

-and-

That the Developer, Jack L. Smith and Kenneth Smith and the Estate of J. H. Keyes, be invoiced for the costs involved.

9. That as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of the following concrete sidewalks under the provisions of Section 12 of The Local Improvement Act:

Street	Side	From	To	Est. Cost	Corp. Share	Owners' Share	D.H.O. Subsidy
Clarence	N	Wellington	E.243.6'	$4861.07	$2543.72	$2218.01	$99.34
Clergy	W	4' N.of Princess	N.144.5'	2101.68	1173.01	864.89	63.78
(Rideau	E	Ordnance	N.172.78'	1958.07	1150.89	719.62	87.56
(Ordnance	N	Rideau	E.9'				
Barrie	W	12' S.of Deacon	S.36.3'	483.69	299.72	166.09	17.88
Barrie	W	66.3' S.of Deacon	S.126'	1660.44	929.87	674.45	56.12
(Albert	E	Stuart	S.160.97'	2121.57	1283.05	749.66	88.86
(Stuart	S	Albert	E.10'				
Union	N	University	E.185.70'	2243.72	1227.11	934.50	82.11
Division	W	Garrett	S.102'	1121.40	587.35	491.05	43.00

10. That by-laws be presented to Council to authorize the execution of agreements with the Ontario Housing Corporation to contribute to the maintenance costs of:

(a) Project No. Kingston OH-5 - Thirty Senior Citizens Units - North-East corner Block Z, Registered Plan 1158 (1.985 acres)

(b) Project No. Kingston OH-6 - Thirty Senior Citizens Units - Part Block R, Registered Plan 1158 - East Side Cliff Crescent

(c) Project No. Kingston OH-7 - Fifty Family Housing Units on Block W and Part of Block R, Registered Plan 1158 - East Side Cliff Crescent

Note: (1) City receives amount equivalent to full normal taxes.
(2) City pays 7½% of operating loss, if any.

11. That a by-law be presented to Council to authorize the execution of an agreement with Peter J. Radley, Trustee, to grant him a right-of-way across the McKee Memorial Parking Lot on the condition that the right-of-way shall be limited to a maximum height of 7 feet, and on the understanding that the right-of-way shall be from Queen Street across the McKee Parking Lot as is from time to time unencumbered by building piers or other obstructions, etc. to his property at the rear of the McKee Parking Lot in return for the following:

(a) the deeding, to the City of the five foot wide pedestrian walkway from Princess Street to the McKee Lot on condition that he would reserve the air space higher than 10 feet above the walkway, and;

(b) the paving of the entire walkway from Princess Street to the McKee Lot.

12. That:

(a) List of Accounts No. 5, dated May 31, 1971, in the amount of $7,791,171.16, and

(b) List of Accounts No. 6, dated June 30, 1971, in the amount of $3,986,919.54

for expenditures incurred under proper authorization be confirmed.

(Note: Copies of Lists of Accounts distributed to each member of Council).

13. That by-laws be presented to Council to authorize the execution of agreements with the Department of Transport of Canada:

(a) authorizing the City to construct, maintain and use a 36" diameter overflow sewer outlet and a 15" diameter overflow sewer outlet in water lot in front of Barrack Street for the sum of $37.50 per annum, and

(b) authorizing the City to construct, maintain and use a 36" diameter storm overflow sewer outlet in Water Lot 34 at the foot of West Street for the sum of $25.00 per annum,

and superceding licences 59366 and 59367 with the Department of Transport of Canada which originally authorized these sewers at an annual sum of $1.00 each.

14. That the following budget appropriation amendment be approved in order to provide funds for three representatives of the City of Kingston to attend the 1971 Pre-Olympics in Kiel, Germany, from August 26, to September 8, 1971:

	Increase	Decrease
FINANCE COMMITTEE		
GENERAL ADMINISTRATION		
- Travelling (3 persons @ $1,000. - Kiel, Germany)	$3,000.	-
UNCLASSIFIED		
- Contingencies	-	$3,000.

15. That the following persons be appointed to represent the City of Kingston at the 1971 Pre-Olympics in Kiel, Germany, from August 26, to September 8, 1971:

Mayor E. V. Swain
Mr. D. Fluhrer,
Parks, Recreation and Property Administrator
Mr. G. Muirhead,
Director of Planning and Urban Renewal.

Respectfully submitted,

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 16 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 2 to 17 their second reading.

Ald. Blaney, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 6 to 16 their third reading.

(e) That By-Laws 6 to 26 be given their third reading.

(1) A By-Law to Authorize the Execution of an Agreement with Kingston and District Chamber of Commerce (Lease of First and Second Floors of Old C.P.R. Station House).

(FIRST READING) (PROPOSED NO. 7083)
Clause 5, Report No. 79

(2) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Bus Shelter Locations).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7084)
Clause 2, Report No. 74

(3) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston (Bus Shelters).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7085)
Clause 2, Report No. 74

(4) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 12 of *The Local Improvement Act*.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7086)
Clause 9, Report No. 79

(5) A By-Law to Authorize the Execution of an Agreement with Peter J. Radley, Trustee (Right-of-Way Across McKee Memorial Parking Lot).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7087)
Clause 11, Report No. 79

(6) A By-Law to Amend By-Law No. 6893, "A By-Law to Constitute and Appoint Members to a Committee of Adjustment" (Appoint Mr. Keith King).

(THREE READINGS) (PROPOSED NO. 7088)
Clause 26, Report No. 66

(7) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 74).

(THREE READINGS) (PROPOSED NO. 7089)
Clause 1, Report No. 74

(8) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Kingston Fair Board Banners Over Streets and Placement of "Rideau Trail" Markers).

(THREE READINGS) (PROPOSED NO. 7090)
Clauses 3 and 4, Report No. 74

(9) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Replacing or Relocating of Drainage Ditches).

(THREE READINGS) (PROPOSED NO. 7091)
Clause 2, Report No. 75

(10) A By-Law to Amend By-Law No. 5592, "A By-Law to Appoint G. M. Allan, H. Anderson and G. Holloway as Members of the Parking Authority of the City of Kingston and to Repeal By-Law No. 4832" (Appoint Mr. T. Annis

(THREE READINGS) (PROPOSED NO. 7092)
Clause 1, Report No. 79

(Note: Affirmative Vote of at least two-thirds of the members of Council present and Voting required).

(11) A By-Law to Authorize the Execution of an Agreement with Cobourg Construction Company Limited to Amend Contract 71-1W for Construction and Reconstruction of Concrete Sidewalks (Revise Work).

(THREE READINGS) (PROPOSED NO. 7093)
Clause 7, Report No. 79

(12) A By-Law to Authorize the Execution of an Agreement with Ontario Housing Corporation (Project No. Kingston OH-5).

(THREE READINGS) (PROPOSED NO. 7094)
Clause 10(a), Report No. 79

(13) A By-Law to Authorize the Execution of an Agreement with Ontario Housing Corporation (Project No. Kingston OH-6).

(THREE READINGS) (PROPOSED NO. 7095)
Clause 10(b), Report No. 79

(14) A By-Law to Authorize the Execution of an Agreement with Ontario Housing Corporation (Project No. Kingston OH-7).

(THREE READINGS) (PROPOSED NO. 7096)
Clause 10(c), Report No. 79

(15) A By-Law to Authorize the Execution of an Agreement with the Department of Transport of Canada (License: Barrack Street Overflow Sewer Outlets).

(THREE READINGS) (PROPOSED NO. 7097)
Clause 13(a), Report No. 79

(16) A By-Law to Authorize the Execution of an Agreement with the Department of Transport of Canada (License: West Street Overflow Sewer Outlet).

(THREE READINGS) (PROPOSED NO. 7098)
Clause 13(b), Report No. 79

(17) A By-Law to Authorize the Purchase of Two Parcels of Land on Place d'Armes at Ontario Street from the Canadian Pacific Railway Company.

(SECOND AND THIRD READINGS) (PROPOSED NO. 6885)
Clause 9, Report No. 6

(18) A By-Law to Amend By-Law No. 7006, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)". (Revise Schedule "A").

(THIRD READING) (PROPOSED NO. 7055)
Clause 13, Report No. 66

(19) A By-Law to Amend By-Law No. 6701, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)" (Increased Costs).

(THIRD READING) (PROPOSED NO. 7056)
Clause 14, Report No. 66

(20) A By-Law to Authorize the Construction of a 16 Inch Watermain in a Portion of Benson Street Under the Provisions of *The Local Improvement Act* (Petition).

(THIRD READING) (PROPOSED NO. 7058(a))
Clause 19, Report No. 66

(21) A By-Law to Authorize the Construction of a 32 Foot Wide Asphalt Pavement in a Portion of Benson Street Under the Provisions of *The Local Improvement Act* (Petition).

(THIRD READING) (PROPOSED NO. 7058(c))
Clause 19, Report No. 66

(22) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 67).

(THIRD READING) (PROPOSED NO. 7072)
Clause 1, Report No. 67

(23) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 67).

(THIRD READING) (PROPOSED NO. 7073)
Clause 1, Report No. 67

(24) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes". (Fence Regulations: To be not less than 3 ft. from Sidewalk).

(THIRD READING) (PROPOSED NO. 7074)
Clause 1, Report No. 69

(25) A By-Law to Amend By-Law No. 6834, "A By-Law to Authorize the Reconstruction of Certain Sidewalks (General Rate)" (Delete Johnson, Division to Barrie; Substitute Sydenham, Johnson to William).

(THIRD READING) (PROPOSED NO. 7076)
Clause 15, Report No. 73

(26) A By-Law to Authorize the Execution of an Amending Agreement with Cobourg Construction Co. Ltd. (Contract 71-1W Construction and Reconstruction of Sidewalks).

(THIRD READING) (PROPOSED NO. 7082)
Clause 15, Report No. 73

MOTIONS:

Local Govt.

CITY COUNCIL MEETING NO. 15

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, July 26, 1971, at 8:15 p.m., His Worship Mayor Swain presiding.

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (14).

PRESENTATIONS

(A) Mayor Swain presented Certificate of Attendance at the 1971 "C. S. Anderson" Road School Human Relations Course Sponsored by the Ontario Good Roads Association at the University of Guelph to:

Mr. Ronald Rombough.

(B) Ald. Brightman presented Canada Safety Council, *SPECIAL AWARD*, to Kingston, Ontario, for the Distinction of Having, by United Community Effort, Achieved FIRST Place Among Canadian Cities in Obtaining the Lowest Fatal Traffic Accident Rate Per 10,000 Population During 1970.

(C) The Clerk-Comptroller reported that he had received the Canada Safety Council SEAL for Completion of the Year 1970 Without One Fatal Traffic Accident in the City of Kingston.

TABLING OF DOCUMENTS

(71) From the Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to May 31, 1971.

(Note: Copies of statement distributed to each member of Council)

(72) From The Ontario Municipal Board, duplicate original of their Decision approving City of Kingston annexation of part of the Township of Kingston between City Limits and Highway 401.

(73) From The Ontario Municipal Board, copy of their Decision approving Township of Kingston annexation of part of the City of Kingston for straightening King St. in Elevator Bay.

(74) Copy of Minutes of the Kingston Suburban Road Commission Meeting held on Wednesday, June 30th, 1971, at the Court House, Kingston.

(75) From the Parks, Recreation and Property Department, booklet entitled *"News for the Whole Family"* outlining the various activities conducted in the City Parks during the summer of 1971.

(76) From the Eastern Ontario Development Council, *"18th Annual Report 1970-71"* dated May 11, 1971.

(77) From CORTS, Canada-Ontario Rideau-Trent-Severn Waterway Study, copies of the Canada-Ontario Report on recreational development.

(Referred to Parks, Recreation & Property Committee)

(78) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to May, 1971, inclusive:

	1970 Jan.-May	1971 Jan.-May
REVENUE:	$205,196.	$222,210.
EXPENDITURES:		
Total Operating Expenses:	$323,904.	$336,069.
Less Revenue:	(-) 205,196.	(-) 222,210.
Net Operating Deficit:	$118,708.	$113,859.
Plus:		
Pro-Rated Debenture Charges	(+) 40,323.	(+) 40,875.
Total Deficit for Period:	$159,031.	$154,734.

LING OF DOCUMENTS (cont'd)

) (cont'd)

Note: (1) Present Fare Schedule has been in force
(a) Adults since 2nd July 1969
(b) Students since 1st September 1968.
(2) March 1970 - "Transit Month".
(3) Reduced Services introduced 1/3/71 as recommended by D.L.C.
(4) New Routes & Transfer Point introduced 3/5/71.

From the Department of Municipal Affairs, copy of publication *"Provincial Assistance to Municipalities, Boards and Commissions"*.

From the Public Utilities Commission, copy of a Report of a Meeting of the Kingston Area Water Committee held in the Commission's Service Centre on Thursday, July 8, 1971.

From the Public Utilities Commission, booklet entitled *"Electric Power in Ontario"*.

TES

Moved by Ald. Blaney,
Seconded by Ald. Brightman,

That the minutes of City Council Meeting No. 13, held June 15, 1971, and City Council Meeting No. 14, held June 28, 1971, be adopted as printed.

CARRIED

JNICATIONS

To be Filed:

From The Hon. C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's following resolutions:

(a) Province of Ontario, Air Space on Highways (R.65(3)71);

(b) Administration of Justice - Costs of (R.66(1)71);

(c) Population Figures - Inclusion of Residents of Institutions for Provincial Grants (R.66(2)71);

(d) Police - Expenditure of Funds Pursuant to Arbitration Provisions of the Police Act (R.66(4)71).

From The Hon. C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's following resolutions which were approved:

(a) Housing - Distribution of Education Costs (R.72(2 .3))71);

(b) Massive Unconditional Grants (R.73(2)71);

(c) Removal of exemption from taxation of buildings on agricultural society lands (R.73(3)71);

(d) Increase in charge for tax certificates from $1.00 to $2.00 (R.73(4)71);

(e) Reinstitution of Subsidy for Urban Renewal Schemes (R.73(5)71);

(f) Appointment of the O.M.B. as arbitrator on O.W.R.C. takeovers (R.73(6)71);

(g) Municipal Transit Subsidy (R.73(7)71);

(h) Increased Subsidies for Sewage Treatment from other levels of government (R.73(8)71);

(i) The appointment of more competent arbitrators as Chairmen of Boards of Arbitration (R.73(9)71);

(j) Examination of services provided at the local level (R.73(10(a))71);

(k) Termination of tax exemptions (R.73(10(b))71);

(l) An increase in unconditional grants (R.73(10(d))71);

and acknowledging receipt of the following resolutions which were not endorsed by Council:

(a) Assessment of Employees Parking Lots (R.73(1)71);

(b) Police Commission Appointments - resolution of Township of Chinguacousy (R.73(12)71).

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(299) From Mr. D. L. Hardtman, Q.C., City Solicitor, reporting his attendance at the Ontario Municipal Board hearing held in Kingston on June 15, 1971, in respect of an application by the City for approval of the construction of storm sewer in Portsmouth Avenue, at which the application was approved subject to the frontage of Mr. Francis J. White on Portsmouth Avenue being reduced from 100 feet to 66 feet for purposes of being charged per front foot for the work.

(300) From Ald. J. L. McDougall, stating that he believed the corporate income tax on Bell Telephone Company should be reduced rather than an attempt made to oppose an increase in telephone rates.

(Note: Copy of Ald. McDougall's letter distributed to each member of Council).

(301) From the Township of Kingston, thanking Council for their letter commending the Township of Kingston on the purchase of Lemoines Point.

(302) From Mr. C. J. Keller, Executive Assistant to the Minister of Finance, acknowledging receipt of Council's resolution (R.73(11)71) relative to request for a provincial subsidy of at least 50% of the cost of providing secondary sewage treatment.

(303) From the Department of Municipal Affairs, acknowledging receipt of Report of the Committee of Architectural Review (R.71(2)71).

(304) From The Hon. Charles MacNaughton, Minister of Transportation and Communications, as follows, together with a copy of Bill 89 and a copy of Statement by the Honourable William Davis, Prime Minister of Ontario:

> *"I take great pleasure in sending to you the enclosed copy of Bill 89 to amend The Highway Improvement Act and a copy of the statement made in the Legislative Assembly on June 28th, 1971, by the Prime Minister of Ontario, The Honourable William G. Davis, Q.C.*
>
> *Since the Bill will have application in your municipality, I am taking the liberty of sending you a first reading copy so you can make yourself familiar with its provisions. I must caution you, however, that there is always the possibility of changes before third and final reading.*
>
> *After Royal Assent, further information will be sent to you regarding the administrative procedures which apply.*
>
> *I trust this legislation will be of significant assistance in providing adequate public transportation in your municipality, and I welcome this opportunity to expand our long and fruitful relationship."*

The main points in Bill 89 which affect Kingston may be summarized as follows:

1. Provision is made for the temporary closing of municipal highways for municipal parades and celebrations.
2. Instead of a municipality applying for approval to the Department of a detailed allocation of road expenditures, the Minister will allocate a definite sum and the municipality will notify the Department of how it proposes to spend the money.
3. A municipality may still request a supplementary allocation from the Department.
4. Provision is made for interim payments of subsidy.

MUNICATIONS (cont'd)

To be Filed (cont'd)

) (cont'd)

5. Provision is made for financial assistance to municipalities for expenditures for public transportation out of money allocated for road improvements at the same rate, i.e. 50%.

The Prime Minister's statement notes:

(1) That in place of one advance payment of 25% in May there will be two advance payments of 30% - one in April and one in July.

(2) That normal road subsidies will apply for works on adjacent streets required to facilitate the construction of pedestrian malls.

(3) Assistance to studies of all or part of the total transportation needs of a municipality.

) From Dr. S. Fyfe, Secretary, Institute of Local Government, Queen's University, commenting favourably on the Council procedure as recorded on video tape by the Institute of Local Government, and also making note of the participation of the City in the educational program of the Association and the contribution made by Mr. B. G. Cousens on the Educational Committee and the high standing obtained by Mr. Graham Lodge, Mrs. Edmonds and Mrs. More.

) From the Hon. Robert Welch, Minister of Education, acknowledging receipt of Council's resolution (R.72(2 .3))71) in connection with the sharing of education costs as between the Province and local authorities.

) From the Cataraqui Region Conservation Authority, renewing fill permit No. F.P. 1/65 for the period June 1, 1971, to December 31, 1976, subject to the requirements for channelization shown in a report dated November 4, 1970, by Totten Sims Hubicki Associates Ltd. entitled Little Cataraqui Creek, East Branch.

) From The Hon. Dalton Bales, Minister of Municipal Affairs, acknowledging receipt of Council's views in respect to the recommendations of the Select Committee on Election Laws as contained in the Committee's Fourth Report (R.72(5)71).

From the Hon. E. J. Benson, Minister of Finance, acknowledging receipt of Council's resolution (R.72(2)71) concerning the Federal sales tax on building materials.

From Canada Permanent Trust Company, copy of Statement of Accounts for the Estate of Stuart M. Polson for the period June 4, 1967 to June 4, 1971.

From Mr. C. J. Keller, Executive Assistant to the Minister of Finance, acknowledging receipt of copy of letter to Mr. H. M. Wilson, Regional Controller, Civil Aviation Branch, Department of Transport, dated July 20, 1971 concerning improvements at the Kingston Airport, and brief submitted by the Airport Commission at a meeting held in Ottawa, together with summary prepared by the Clerk-Comptroller on discussions that took place at this meeting.

To be Referred to the City of Kingston Planning Board and to the Area Planning Board:

From the Community Planning Association of Canada, advising of their 1971 National Conference, to be held in Halifax, N.S., from October 3 to 6, 1971.

Which Have Been Referred to the Kingston Planning Board:

From Messrs. Slater, Swain & Jacob, solicitors, for Mr. Peter Music, application for a zone change for Part Lot 8, Concession WGCR, known as 3 Elliot Avenue, from M-6 Industrial to permit an exception to the present zoning requirements to permit use of part of the land for residential purposes.

COMMUNICATIONS (cont'd)

Which Have Been Referred to the Kingston Planning Board (cont'd)

(314) From the following persons, objecting to proposed By-Law No. 7065, to permit rezoning of 3.6 acres at 440 King Street West:

(a) Mrs. D. W. Geiger, 100 Cliff Crescent;
(b) Mr. Borden R. Leonard, 29 Ellerbeck Street;
(c) Mr. E. D. Ryan, 27 Ellerbeck Street;
(d) Mrs. Bessie Brown, 32 Ellerbeck Street.

(315) From the following persons, objecting to proposed By-Law No. 6806 - Sydenham Ward Urban Renewal:

(a) Mr. Michael W. Carty, c/o Rankin, Swan & Carty, on behalf of the Congregation of Notre Dame;
(b) Mr. J. Russell Carter, 7 Grenville Road;
(c) Messrs. W. F. Dodds and R. W. Smith, 80 Commissioner St., Toronto;
(d) Mr. E. C. Churchill, Kingston News Service, 128 Ontario Street.

To be Referred to the Parks, Recreation and Property Committee:

(316) Copy of letter from Kingston Enterprises Limited to the Chief Inspector, Field Crops Branch, Ontario Department of Agriculture, stating:

> *"Each year we receive these Notices under Form 62-641 complaining of 'noxious weeds' on property owned by us.*
>
> *We are large scale owners of development properties and it is our feeling that we are singled out for annoyance on matters of this type.*
>
> *For instance last year, we received one of these Notices with respect to some vacant land which we have at the corner of Bath Road and Sir John Macdonald Blvd. which we have been prevented from using by the grotesque suggestion that although we have frontages on both streets, we are to be denied entrances therefrom.*
>
> *I receive the Sessional Papers and in recent Debates on the Minister's estimates, this question was brought up and the inference was that the Act was not to be used in a punitive way or to create unnecessary annoyance.*
>
> *For instance the complaint is that there are some Dandelions. What a waste of public money to make such a complaint. Dandelions are everywhere, even on City property and with respect to the corner property that I mentioned above, the City are owners of vacant lands, not too far distant from ours where a similar weed problem prevails, in which they make no attempt of doing anything about it.*
>
> *Your Department should not allow itself to be used to square animosities amongst neighbours."*

To be Referred to the Fire, Legislation and Housing Committee:

(317) From Ontario Housing Corporation, acknowledging receipt of Council's resolution (R.72(2. 1) #8)71) regarding the Home Ownership Made Easy Plan, and stating that negotiations for purchase and development of the Mowat property are presently under way and they expect to determine economic feasibility very shortly, and consideration of the Crestview II Subdivision property and property available in Markers Acres will depend on need and demand, and to some extent on the success of their programme in Collins Bay where they hope to market 300 H.O.M.E. lots later this year and next.

(318) From Dr. R. A. Kelly, Medical Officer of Health, copy of *"Guidelines for Community Noise"* which they received from Environmental Health Services Branch, and offering to assist in arranging to conduct a community noise survey if desired.

(319) From the Office of the Honourable Robert Andras, Minister Responsible for Housing, acknowledging receipt of Council's resolution (R.72(2)71) concerning a subsidy for owner occupied low cost houses.

MUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee (cont'd)

0) From the Kingston Fire Department, copies of *"Annual Report 1970"*. *(Note: Copies have been distributed to all members of Council).*

1) Copy of letter to the Building Inspector from Mr. H. B. Salsbury, 180 York Street, complaining about the construction of an addition to a house at 184 York Street which, he states, is too close to his property.

To be Referred to the Fire, Legislation and Housing Committee and to the Housing Sub-Committee:

2) Remarks by the Honourable Robert Andras, Federal Minister Responsible for Housing at National Forum of The American Institute of Architects, Detroit, Michigan, dated June 23, 1971, and also at House of Commons, dated June 28, 1971.

To be Referred to the Police Commission and to the Fire, Legislation and Housing Committee:

3) From Mrs. Irene Mooney stating:

> *"I am writing you gentlemen to inform you of what can happen to a citizen who takes an interest in their city.*
>
> *As you are all aware, I have been supporting the hiring of a law enforcement officer along with this support and without any personal vendetta against anyone. I have been reporting traffic and parking infractions to the police. I do this because I believe in the safety of all our citizens, as well as upholding the laws of the city.*
>
> *Since I have been doing this, I have received threatening get well cards, letters, annoying telephone calls at all hours, windows broken, green paint sprayed over the front of our home, human excrement in a bag thrown on my lawn and a false fire alarm call to our home. The latest is spreading of the story that I, myself, placed the false fire alarm call.*
>
> *I realize that city council cannot take any action in this matter but felt you should be aware of what can happen to a person who is interested enough to get involved in city affairs."*

To be Referred to the Finance and Accounts Committee:

From the City of Kitchener, requesting that their following resolution be endorsed:

> *"WHEREAS it is evident that problems of water supply, water use and water quality cannot be dealt with as individual matters, but must rather be considered as totally interrelated;*
>
> *AND WHEREAS the Province of Ontario has recognized this fact in undertaking at the request of area municipalities, a complete and comprehensive study of all matters relating to water management in the Grand River Basin;*
>
> *AND WHEREAS at the urging of the area municipalities, the Province of Ontario has recently announced amendments to its grant program whereby the construction of water control dams on the Grand River will be eligible for the minimal acceptable assistance from Provincial funds;*
>
> *AND WHEREAS water pollution control plants are recognized by the Province as being a part of the whole problem of water management and therefore should logically be eligible for Provincial subsidy to the minimally acceptable level of 75%;*
>
> *AND WHEREAS municipalities in the Grand River Basin have recently been advised that in addition to secondary sewage treatment, they will be required to provide as well for phosphorus removal in all sewage by December 31, 1973;*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(324) (cont'd)

THEREFORE BE IT RESOLVED that the Province of Ontario be asked to amend its grant regulations so as to provide a 75% subsidy on all costs involved in all matters of water management, including water supply, water control and water quality."

(325) From the Association of Ontario Mayors and Reeves re municipalities' contributions to the joint opposition (Association of Ontario Mayors and Reeves and Ontario Municipal Association) to Bell Canada 1970 application for rate increases, stating that in response to their request for contributions equal to one-half of one per cent per capita to finance opposition to Bell Canada's application for rate increase, contributions were received from 338 municipalities, realizing the sum of $19,559.22; expenditures amounted to $12,052.94, leaving a balance on hand of $7,506.28. It had been agreed that any excess would be returned to the municipalities on a pro rata basis, but since the balance is so small, any attempt to return this amount of money on a pro rata basis would be so costly as to almost entirely use up this amount, and they are therefore asking each contributing municipality if they would agree to having this sum of money placed in a special fund, to be used in some possible future action.

(326) From the Hon. Allan F. Lawrence, Minister of Justice and Attorney General, stating:

"I received your letter of June 30th and I have noted the nature of the resolution which has been passed by the City Council.

While I can understand the concern of the members of the Council as to any increased expenses to the taxpayers of the City I must be frank to state that I cannot accede to the suggestion that the Province should in some way accept the costs of the local policing that may have been necessary in this federal penitentiary. No doubt, you are drawing the matter to the attention of the appropriate federal representatives so that they may speak for themselves on the position which they take with respect to the matter."

(327) From the City of Cornwall, requesting that their following resolution be endorsed:

"WHEREAS the Municipal Act, Section 478, and the Surveys Act, Section 56, provides that, under the circumstances therein set out, a municipality, after it has closed a road, may be required to convey the lands to the adjoining owners without compensation;

AND WHEREAS, in many cases, the land in question has increased in value by reason of the local improvements installed by the municipality in the area;

AND WHEREAS it is inherently unfair that the municipality should be required to convey such land without compensation to the adjoining owners, which thereby enables the said owners to immediately resell the lands for a substantial profit.

BE, THEREFORE, RESOLVED that the Ontario Legislature be requested to amend the Municipal Act and the Surveys Act to require that a municipality may, after it has closed a road, if it desires to dispose of such land, be permitted to charge a fair price for such lands."

To be Filed:

(328) From The Ontario Municipal Board, Appointment for Hearing with respect to Crestview II Subdivision, to be held on August 24, 1971, at 10:00 a.m. at the Council Chambers, City Hall.

(329) From the Ontario Water Resources Commission, *"1970 Annual Report"*.

(330) From The Association of Counties and Regions of Ontario, *"Guidelines For Action"* dated June 1971.

MMUNICATIONS (cont'd)

To be Referred to the Public Works Committee:

31) From Nusoil Limited of England regarding garbage disposal systems, and submitting two copies of their preliminary brochure describing their composting equipment.

TITIONS

PORTS

d. McDougall presented Report No. 74 of the Committee on Traffic and Streets follows.

uncil consented to the addition of Clause 6 for presentation to Council.

ved by Ald. McDougall, seconded by Ald. Vosper, That Report No. 74 of the mmittee on Traffic and Streets be received and adopted clause by clause.

REPORT NO. 74

the Mayor and Members of Council Kingston, July 20, 1971

The Traffic and Streets Committee reports and recommends as follows:

That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

(a) that the alternate side street parking regulations in effect on Victoria Street be extended to Beverley Street between King Street West and Union Street;

(b) that parking be prohibited on both sides of Alwington Avenue between King Street West and Union Street, Monday through Friday during the following periods:

9:00 a.m. to 12:00 Noon
1:30 p.m. to 4:30 p.m.

(c) that the alternate side street parking regulations in effect on Pine Street west of Cherry Street be extended to Pine Street between Cherry and Cowdy Streets;

(d) that parking be permitted on the west side of Victoria Street from 85 feet north of Earl Street to 150 feet north of Earl Street;

(e) that traffic signal lights be authorized at the following intersections:

Division Street at Railway Street
Division Street at York Street

(f) that parking be prohibited on the west side of Barrie Street from Stuart Street to 145 feet north of Stuart Street;

(g) that parking be prohibited on the west side of Toronto Street between Brock and Johnson Streets;

(h) that parking be prohibited on the north side of Deacon Street between Arch and Barrie Streets;

(i) that parking be prohibited on a trial basis on both sides of Albert Street from Union Street to Johnson Street during the following periods:

10:00 a.m. to 11:00 a.m.
2:00 p.m. to 3:00 p.m.

Report No. 74 - Traffic and Streets Committee (cont'd)

1. (cont'd)

(j) that for street cleaning purposes parking be prohibited on the following streets between 1:00 a.m. and 7:00 a.m. on days and sides indicated below:

Streets	From	To	Day & Side	Day & Side
Corrigan	Rideau	Bagot	North Monday	South Wednesday
Dufferin	Rideau	Bagot	North Monday	
Park	Macdonnell	Regent	North Monday	South Wednesday
Durham	Victoria	Westerly to end	North Monday	South Wednesday
Gore	King	Ontario	North Tuesday	South Thursday
Lower Union	King	Ontario	North Tuesday	South Thursday
West	King	Ontario	East Tuesday	West Thursday
Simcoe	King	southerly to end	East Tuesday	West Thursday
Maitland	King	southerly to end	East Thursday	
Emily	King	Ontario	East Tuesday	
Queen's Cres.	Albert	University	South Tuesday	
Queen's Cres.	Collingwood	Beverley	South Tuesday	
Mack	Victoria	Nelson	North Tuesday	South Thursday

(See By-Laws No. 7089 & 7099) *CARRIED*

2. That by-laws be presented to Council:

(a) to amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", to provide that notwithstanding anything to the contrary contained in By-Law No. 645, the Public Utilities Commission shall be permitted to erect and maintain bus shelters in the following locations as shown on the drawing for each bus shelter location listed below except that all bus shelters shall be erected not less than three feet from any sidewalk:

(i) King St. W. South Side between Mowat and McDonald Ave.
Drawing No. 80-20-277/52 dated June 10, 1971

(ii) Union St. South Side just west of Sir John A.
Drawing No. 80-20-277/58 dated June 10, 1971

(iii) Union St. North Side just west of University Ave.
Drawing No. 80-20-277/53 dated June 10, 1971

(iv) Butler St. East Side just south of Weller Ave.
Drawing No. 80-20-277/55 dated June 10, 1971

(b) to authorize the execution of an Agreement with the Public Utilities Commission to permit the erection of the foregoing bus shelters plus the erection of the following two bus shelters to be located on City property:

(i) Brock St. North Side just east of Montreal St.
Drawing No. 80-20-277/51 dated June 11, 1971
Alternative "B"

(ii) Van Order Dr. West Side just north of Norman Rogers Drive
Drawing No. 80-20-277/54 dated June 10, 1971

t No. 74 - Traffic and Streets Committee (cont'd)

(cont'd)

(b) (cont'd)

NOTE: The Parks, Recreation and Property Committee approves of the erection of bus shelters at these two locations and suggests that consideration be given to construction of a public washroom beside the Brock Street bus shelter.

(c) to terminate the agreements to permit bus shelters to be erected in the following locations as soon as the Public Utilities Commission relocate the shelters:

(i)	Brock St.	North Side	in front of the Chown Parking Lot
(ii)	McDonald Ave.	West Side	just north of King St. W.

(See By-Laws No. 7084 and 7085) *CARRIED*

That a by-law be presented to Council to provide that notwithstanding the provisions of Section 50 of By-Law No. 10, "A By-Law Respecting Streets", the Kingston Fair Board be permitted to erect three canvas banners at the intersections of Bagot, Alfred, and Macdonnell Streets with Princess Street, to advertise the Kingston Fall Exhibition, on the understanding that the Kingston Fair Board will save the Corporation of the City of Kingston harmless.

(See By-Law No. 7090) *CARRIED*

That a by-law be presented to Council to provide that notwithstanding the provisions of Section 50 of By-Law No. 10, "A By-Law Respecting Streets", the Rideau Trail Association may place triangular trail markers along the Rideau Trail on City property subject to the approval of the Traffic and Streets and Parking Authority Administrator having been obtained for the design, location and installation of such markers.

(See By-Law No. 7090) *CARRIED*

That the action taken by the Traffic and Streets Committee under the delegated powers of City Council during July and August to pay the account of the Public Utilities Commission in the amount of $2,987.52 for traffic light maintenance for the period January, February and March, 1971, be confirmed.

CARRIED

That notwithstanding the provisions of By-Law No. 10, "A By-Law Respecting Streets", the Downtown Kingston Business Association be granted permission to hold a sidewalk sale on July 30 and July 31, 1971 along Princess Street from Division Street to Ontario Street, and along Brock Street from Montreal Street to Ontario Street, on the understanding that such sale shall not obstruct the movement of pedestrians and vehicles.

CARRIED

Respectfully submitted,

(signed) *J. L. McDougall*
Thomas A. Hagerman
G. W. Vosper
George L. Webb

Ald. Speal presented Report No. 75 of the Public Works Committee as follows.

Moved by Ald. Speal, seconded by Ald. Travers, That Report No. 75 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 75

To the Mayor and Members of Council Kingston, July 19, 1971

The Public Works Committee reports and recommends as follows:

1. That the following accounts be paid:

The Sherwin-Williams Co. of Canada Ltd. - $ 635.15 - paint
Philips Planning & Engineering Ltd. - $3,500.00 - Solid Waste Disposal Report - with understanding that they will carry out the hydrological and soil surveys at no additional cost if the City selects the site recommended in the report.

CARRIED

2. That a by-law be presented to Council to amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" by addition of Section 29(1) as follows:

Persons who propose to construct a storm sewer to replace existing ditch drainage or propose to relocate an existing ditch on private property shall apply to the Building Inspector and shall not discharge storm water into a public street or storm sewer without such approval.

(See By-Law No. 7091) *CARRIED*

3. That notwithstanding the provisions of By-Law No. 10, "A By-Law Respecting Streets" and By-Law No. 14, "A By-Law Relating to Sewers and Drains", the Public Utilities Commission be granted a five-day no Cut Permit period to permit them to carry out gasmain bell clamping on Stuart Street from University Avenue to Albert Street prior to pavement reconstruction, and that they be given two days' notice of this five-day period.

CARRIED

4. That N. J. Pollitt Lumber Ltd. be exempt from paying the City Dump charges for disposing of the demolition materials from the building on the south-east corner of the Convent property on Johnson Street, as they could have been disposed of prior to the introduction of the charges if it had not been necessary to stop the project while the City was considering the purchase of the building.

CARRIED

5. That the Public Utilities Commission be permitted to install a gasmain in the existing water and sewer tunnel under the railroad tracks on Elliot Avenue on reimbursement of $1,087.50 to the City, being 50% of the tunnel costs that can be attributed to the gasmain.

CARRIED

Respectfully submitted,

(signed) G. N. Speal (CHAIRMAN)
D. J. Travers
Earl J. Blaney
J. L. McDougall
E. Watts

Ald. Cook presented Report No. 76 of the Committee on Parks, Recreation and Property as follows.

Moved by Ald. Cook, seconded by Ald. Brightman, That Report No. 76 of the Committee on Parks, Recreation and Property be received and adopted clause by clause.

REPORT NO. 76

To the Mayor and Members of Council Kingston, July 21, 1971

The Committee on Parks, Recreation and Property reports and recommends as follows:

ort No. 76 - Parks, Recreation and Property Committee (cont'd)

That the following accounts be paid:

Muttarts Builders' Supplies	- $ 504.00	- tree support stakes
Robert J. Lappan	- $1,814.75	- rental of equipment at Golf Course
Edwards Ford-Mercury Sales Ltd.	- $ 813.75	- one 1967 Ford Econoline van

CARRIED

That the appreciation of City Council be extended to the Government of the Province of Ontario for introducing the Provincial-Municipal Employment Incentive Program 1971, which made it possible for the Parks and Recreation Departments to increase the scope of their work, and that the Provincial Government be requested to:

(a) Provide more advance notice of future programs;
(b) Extend the period of future programs to include the summer months;
(c) Allow Municipalities to use 10% of the allocated funds for operating and overhead costs.

CARRIED

WHEREAS it is well known that the Dutch Elm Disease is out of control;

AND WHEREAS the cost of removing diseased elm trees is borne by the taxpayers or government grants;

AND WHEREAS Public Utility Commissions and private Utility Companies may have saved many millions of dollars by these costs being borne by the taxpayers and government grants;

THEREFORE BE IT RESOLVED that the Ontario Municipal Association and the Association of Ontario Mayors and Reeves be requested to consider requesting the Provincial Government to enact legislation that will require benefiting Public Utility Commissions and private Utility Companies to pay for a portion of the cost of removing diseased elm trees located on public and private lands.

CARRIED

Respectfully submitted,

(signed) *W. T. J. Cook* (CHAIRMAN)
V. C. Brightman
J. L. Keenleyside
D. J. Travers
George L. Webb

. Vosper presented Report No. 77 of the City of Kingston Planning Board as lows.

ved by Ald. Vosper, seconded by Ald. Speal, That Report No. 77 of the City Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 77

the Mayor and Members of Council Kingston, July 22, 1971

The City of Kingston Planning Board reports and recommends as follows:

That the City of Kingston Planning Board has considered four letters of objection to By-Law No. 7065, "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Exception: 3.6 Acres at 440 King Street West - Zone "A" and to Rescind By-Law No. 6997)" and re-affirms its decision as recommended to Council in Report No. 41A, Clause 1, and Report No. 64, Clause 2.

CARRIED

Report No. 77 - City of Kingston Planning Board (cont'd)

2. That the City of Kingston Planning Board has considered six letters of objection to By-Law No. 6806, "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Sydenham Ward Urban Renewal)" and re-affirms its decision as recommended to Council in Report No. 94, Clause 1. (1970).

CARRIED 13:1
(Ald. Speal opposed)

Respectfully submitted,

(signed) *G. N. Speal*
E. V. Swain
G. W. Vosper

Ald. Matthews presented Report No. 78 of the Committee on Fire, Legislation and Housing as follows.

Moved by Ald. Matthews, seconded by Ald. Keenleyside, That Report No. 78 of the Committee on Fire, Legislation and Housing be received and adopted clause by clause.

REPORT NO. 78

To the Mayor and Members of Council Kingston, July 22, 1971

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the account of Star Uniforms Inc., Montreal, Quebec, in the amount of $1,072.51, for 288 grey uniform firefighters' shirts, as a charge against Accounts Payable 1970, be approved for payment.

CARRIED 13:1
(Ald. Webb opposed)

2. That, as requested by Morgan Davis Printing Ltd., Richmond Hill, Ontario, permission be granted for them to reproduce the City Crest on maps of the City of Kingston they propose to publish, copies of which will be distributed free of charge by businessmen advertising therein.

(See following motion to amend)

Moved by Ald. Timmins,
Seconded by Ald. Travers,

That Clause 2 of Report No. 78 be amended by adding the following words to the clause: "further that the company may use the City of Kingston Tercentenary Logogram and Slogan".

CARRIED

Clause 2, as amended, was then put as follows:

That, as requested by Morgan Davis Printing Ltd., Richmond Hill, Ontario, permission be granted for them to reproduce the City Crest on maps of the City of Kingston they propose to publish, copies of which will be distributed free of charge by businessmen advertising therein; further, that the company may use the City of Kingston Tercentenary Logogram and Slogan.

CARRIED AS AMENDED

Respectfully submitted,

(signed) *K. W. Matthews* (CHAIRMAN)
J. L. Keenleyside
Earl J. Blaney
G. W. Vosper
E. Watts

Matthews presented Report No. 79 of the Committee on Finance and Accounts ollows.

cil consented to the addition of clauses 16 to 18, 20, 22 and 23, for entation to Council.

d by Ald. Matthews, seconded by Ald. Speal, That Report No. 79 of the ittee on Finance and Accounts be received and adopted clause by clause.

REPORT NO. 79

he Mayor and Members of Council Kingston, July 21, 1971

The Committee on Finance and Accounts reports and recommends as follows:

That a by-law be presented to Council to amend By-Law No. 5592, "A By-Law to Appoint G. M. Allan, H. Anderson and G. Holloway as Members of the Parking Authority of the City of Kingston and to Repeal By-Law No. 4832", to appoint Mr. Thomas Annis a member of the Parking Authority, in place of Mr. B. Jackson, for a term ending December 31, 1973.

(See By-Law No. 7092) *CARRIED*

That provision be made in the 1972 Budget for payment of a grant of $1,000. to International Hockey Hall of Fame Incorporated in 1972, on the understanding that the Provincial Museum Grant of $600.00 on the Municipal grant and the $400.00 Provincial grant on the salary of the Curator will be used for the operation of the Hockey Museum.

(Note: Provincial grant is one-third of the salary of the Curator up to a maximum of $400.00).

CARRIED

That, having considered the following Notice of Motion presented to Council on June 28, 1971,

"Moved by Ald. Webb,
Seconded by Ald. Vosper,

That smoking be prohibited at all Council meetings",

smoking be permitted at all Council meetings.

CARRIED 10:4
(See recorded vote)

YEAS: Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Watts.

NAYS: Ald. Matthews, Ald. McDougall, Ald. Vosper, Ald. Webb.

Whereas Council, on June 28, 1971, passed the following resolution as clause 20 of Report No. 73:

"That as recommended by the Public Works Committee, a Purchase Order be issued for relocation of services to Bell Canada for 50% of the cost of labour as follows, with subsidy to be claimed under the connecting link agreement with the Department of Transportation and Communications, on the understanding that the Order is for estimating and planning purposes and that no actual work should be commenced until By-Law No. 6767 (authorizing Connecting Link Agreement for construction of intersection of Princess Street, Bath Road and Concession Street) has been passed and the Agreement approved by the Department of Transportation and Communications:

Expressway Section : $19,000.
Connecting Link Section : $ 3,800. "

And Whereas Mr. V. Snell, District Engineer, Department of Transportation and Communications, in a letter dated July 6, 1971, states that although formal approval under the connecting link procedures cannot be given until design is complete and that this will take approximately five months to

Report No. 79 - Finance and Accounts Committee (cont'd)

4. (cont'd)

complete, in a manner acceptable to the Department, the City can take the Department of Highways' letter of July 23, 1970, as intent that the cost of utility relocation and other legitimate construction costs will be shared on the connecting link basis by the Department, and recommends:

(a) the immediate issuing of purchase orders to utility companies so that their relocation work can be completed prior to the end of April, 1972; and

(b) the immediate commencement of negotiations to acquire required property for the project since all property must be acquired prior to calling construction tenders.

That:

(a) clause 20, Report No. 73 be amended to read:

"20. That as recommended by the Public Works Committee, a Purchase Order be issued for relocation of services involved in the construction of the intersection of Princess Street, Bath Road and Concession Street, to Bell Canada for 50% of the cost of labour as follows, with subsidy to be claimed under the connecting link agreement with the Department of Transportation and Communications,

Expressway Section : $19,000.
Connecting Link Section : $ 3,800.";

(b) Mr. W. E. Webster, M.A.I., A.A.C.I., be retained to provide letters of opinion as to the market value of the 13 properties, or parts thereof, that are required for the work;

(c) the appropriate City officials be authorized to proceed to negotiate with the owners for the purchase from them of the necessary property; and

(d) authorization be granted to engage a surveyor, or surveyors, to survey and prepare a "Reference Plan" of the properties, or parts thereof, that are required for the construction of the intersection of Princess Street, Bath Road and Concession Street.

CARRIED

5. That a by-law be presented to Council for first reading to authorize the execution of an agreement with the Kingston and District Chamber of Commerce to lease to them the first and second floors of the old C.P.R. Station Building on Ontario Street on a one year renewable basis.

(Note: Copy of revised, new lease for the building to be distributed to the members of Council for consideration by the Finance Committee at their next regular meeting).

(See By-Law No. 7083) *CARRIED*

6. That, as requested by the Public Utilities Commission, permission be granted to the Commission to charge the sum of $31,220. to the Water Department Special Reserve Fund, as follows, instead of issuing debentures for these works:

(a) Installation of 8" watermain on Emily Street from 24" main on King Street, southerly 338'	$13,130.
(b) Installation of 12" watermain on Frontenac Street from the end of the existing watermain northerly 370' to Earl Street	18,090.
	$31,220.

CARRIED

t No. 79 - Finance and Accounts Committee (cont'd)

That as recommended by the Public Works Committee a by-law be presented to Council to amend Contract 71-1W with Cobourg Construction Co. for construction and reconstruction of concrete sidewalks, to provide one course construction, instead of two course construction, for the portion of the sidewalk on the East side of Montreal Street from 568' South of Water Street southerly 699' with no price change, it being understood that this is an experiment to determine the durability of a one course sidewalk.

(See By-Law No. 7093) CARRIED

That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved in order to correct the outstanding deficiencies in the Smithfield Crescent Subdivision (Reg. Plan No. 1344):

	Increase	Decrease
PUBLIC WORKS COMMITTEE		
CONTRIBUTIONS FROM REVENUE FUND		
- Smithfield Crescent Subdivision Deficiencies	$1,050.	-
FINANCE COMMITTEE		
UNCLASSIFIED		
- Contingencies	-	$1,050.

-and-

That the Developer, Jack L. Smith and Kenneth Smith and the Estate of J. H. Keyes, be invoiced for the costs involved.

CARRIED

That as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of the following concrete sidewalks under the provisions of Section 12 of The Local Improvement Act:

Street	Side	From	To	Est. Cost	Corp. Share	Owners' Share	D.H.O. Subsidy
Clarence	N	Wellington	E.243.6'	$4861.07	$2543.72	$2218.01	$99.34
Clergy	W	4' N.of Princess	N.144.5'	2101.68	1173.01	864.89	63.78
(Rideau	E	Ordnance	N.172.78'	1958.07	1150.89	719.62	87.56
(Ordnance	N	Rideau	E.9'				
Barrie	W	12' S.of Deacon	S.36.3'	483.69	299.72	166.09	17.88
Barrie	W	66.3' S.of Deacon	S.126'	1660.44	929.87	674.45	56.12
(Albert	E	Stuart	S.160.97'	2121.57	1283.05	749.66	88.86
(Stuart	S	Albert	E.10'				
Union	N	University	E.185.70'	2243.72	1227.11	934.50	82.11
Division	W	Garrett	S.102'	1121.40	587.35	491.05	43.00

(See By-Law No. 7086) CARRIED

That by-laws be presented to Council to authorize the execution of agreements with the Ontario Housing Corporation to contribute to the maintenance costs of:

(a) Project No. Kingston OH-5 - Thirty Senior Citizens Units - North-East corner Block Z, Registered Plan 1158 (1.985 acres)

(b) Project No. Kingston OH-6 - Thirty Senior Citizens Units - Part Block R, Registered Plan 1158 - East Side Cliff Crescent

(c) Project No. Kingston OH-7 - Fifty Family Housing Units on Block W and Part of Block R, Registered Plan 1158 - East Side Cliff Crescent

(Note: (1) City receives amount equivalent to full normal taxes.
(2) City pays 7½% of operating loss, if any.)

(See By-Laws No. 7094, 7095 and 7096) CARRIED

Report No. 79 - Finance and Accounts Committee (cont'd)

11. That a by-law be presented to Council to authorize the execution of an agreement with Peter J. Radley, Trustee, to grant him a right-of-way across the McKee Memorial Parking Lot on the condition that the right-of-way shall be limited to a maximum height of 7 feet, and on the understanding that the right-of-way shall be from Queen Street across the McKee Parking Lot as is from time to time unencumbered by building piers or other obstructions, etc. to his property at the rear of the McKee Parking Lot in return for the following:

(a) the deeding, to the City of the five foot wide pedestrian walkway from Princess Street to the McKee Lot on condition that he would reserve the air space higher than 10 feet above the walkway, and;

(b) the paving of the entire walkway from Princess Street to the McKee Lot.

(See By-Law No. 7087) *CARRIED*

12. That:

(a) List of Accounts No. 5, dated May 31, 1971, in the amount of $7,791,171.16, and

(b) List of Accounts No. 6, dated June 30, 1971, in the amount of $3,986,919.54

for expenditures incurred under proper authorization be confirmed.

(Note: Copies of Lists of Accounts distributed to each member of Council).

CARRIED

13. That by-laws be presented to Council to authorize the execution of agreements with the Department of Transport of Canada:

(a) authorizing the City to construct, maintain and use a 36" diameter overflow sewer outlet and a 15" diameter overflow sewer outlet in water lot in front of Barrack Street for the sum of $37.50 per annum, and

(b) authorizing the City to construct, maintain and use a 36" diameter storm overflow sewer outlet in Water Lot 34 at the foot of West Street for the sum of $25.00 per annum,

and superceding licences 59366 and 59367 with the Department of Transport of Canada which originally authorized these sewers at an annual sum of $1.00 each.

(See By-Laws No. 7097 and 7098) *CARRIED*

14. That the following budget appropriation amendment be approved in order to provide funds for three representatives of the City of Kingston to attend the 1971 Pre-Olympics in Kiel, Germany, from August 26, to September 8, 1971:

	Increase	Decrease
FINANCE COMMITTEE		
GENERAL ADMINISTRATION		
- Travelling (3 persons @ $1,000. - Kiel, Germany)	$3,000.	-
UNCLASSIFIED		
- Contingencies	-	$3,000.

CARRIED
(Ald. Matthews, Ald. Speal and Ald. Webb opposed)

No. 79 - Finance and Accounts Committee (cont'd)

That the following persons be appointed to represent the City of Kingston at the 1971 Pre-Olympics in Kiel, Germany, from August 26, to September 8, 1971:

Mayor E. V. Swain
Mr. D. Fluhrer,
Parks, Recreation and Property Administrator
Mr. G. Muirhead,
Director of Planning and Urban Renewal.

(See following motion to amend)

Moved by Ald. Keenleyside,
Seconded by Ald. Hagerman,

That clause 15, Report No. 79 be amended by the deletion of the name and title "Mr. G. Muirhead, Director of Planning and Urban Renewal" and the substitution of the name and title "Ald. James Cook, Chairman, Parks, Recreation and Property Committee".

CARRIED 9:4

(Ald. Cook abstained from voting)

(See following recorded vote)

YEAS: Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Hagerman, Ald. Keenleyside, Ald. Matthews, Ald. Travers, Ald. Watts, Ald. Webb.

NAYS: Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Vosper.

Clause 15, as amended, was then put:

That the following persons be appointed to represent the City of Kingston at the 1971 Pre-Olympics in Kiel, Germany, from August 26, to September 8, 1971:

Mayor E. V. Swain
Mr. D. Fluhrer,
Parks, Recreation and Property Administrator
Ald. James Cook,
Chairman, Parks, Recreation and Property Committee.

CARRIED AS AMENDED 7:6

(Ald. Cook abstained from voting)

(Ald. Speal, Ald. Timmins, Ald. Vosper & Ald. Webb opposed)

That by-laws be presented to Council:

(a) to appoint Thorne, Gunn, Helliwell and Christenson as City Auditors; and

(b) to repeal By-Law No. 2638, "A By-Law to Appoint England, Leonard, Macpherson & Co. as City Auditors".

(See By-Laws No. 7100 & 7101) *CARRIED*

That, as recommended by the Public Works Committee, a by-law be presented to Council to amend Contract 70-1W with Cobourg Construction Co. Ltd. for the construction of sidewalks by deleting the construction of concrete sidewalk on the west side of Victoria Street, from Princess Street to South Bartlett Street, since the project is delayed for land acquisition, for Texaco Oil Company entrance approval, and for pole relocation.

Note: Public Works Committee propose to add this work to Contract 71-1W as soon as the problems have been resolved.

(See By-Law No. 7102) *CARRIED*

Report No. 79 - Finance and Accounts Committee (cont'd)

18. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved in order to provide funds for filling in the ditch at the corner of Montreal Street and Sutherland Drive (formerly Hunter Street):

	Increase	Decrease
PUBLIC WORKS COMMITTEE		
UNCLASSIFIED - OTHER - Miscellaneous (Montreal Street and Sutherland Drive Ditch)	$500.00	-
ROADWAYS - PERMANENT PAVEMENT	-	$500.00

CARRIED

19. NOT PRESENTED.

20. That acceptance of the tenders, as recommended by the Purchasing Agent, for Petroleum Products, as shown on the Summary of Tender 71-31, attached to the Minutes of the Finance and Accounts Committee meeting held on July 26, 1971, be approved.

CARRIED

21. NOT PRESENTED.

22. That, as recommended by the Fire, Legislation and Housing Committee, the draft Agreement with Kingston Enterprises Limited with respect to Crestview II Subdivision be further amended as follows:

(a) that the recommendations of the Clerk-Comptroller dated July 16, 1971 as attached to the official copy of the Minutes of the meeting of the Fire, Legislation and Housing Committee held on July 22, 1971, be amended by deleting the proposal concerning deeding of land, and as amended, be approved and incorporated in the Agreement;

(b) that, as recommended by the City Solicitor, the requirement for installing sidewalks on both sides of Guthrie Drive from Edson Street to the easternmost intersection of Guthrie Drive and Joyce Street, be deleted from the Agreement; and

(c) that, as recommended by the Public Utilities Commission, requirements for electrical services, installed underground, be included in the Agreement;

so that the draft Agreement, as amended, would read as follows:

ALL SUBDIVISION AGREEMENTS ARE
TO BE REGISTERED AT THE EXPENSE
OF THE OWNER

CITY OF KINGSTON

Subdivision Agreement

THIS AGREEMENT made the

BETWEEN:

KINGSTON ENTERPRISES LIMITED
(hereinafter called the "Owner")

OF THE FIRST PART

-and-

THE CORPORATION OF THE CITY OF KINGSTON
(hereinafter called the "City")

OF THE SECOND PART

-and-

THE PUBLIC UTILITIES COMMISSION OF THE CITY OF KINGSTO
(hereinafter called the "Commission")

OF THE THIRD PART

(cont'd)

WHEREAS the lands affected by this Agreement are described as follows:

Lot 8, W.G.C.R., Part Lots 2, 5, 6 and 7, Plan 68, being Blocks A to H inclusive and J to N inclusive and Block X, Lots 41 to 103. Registered Plan No. ______________.

The area of the said lands is 99.62 acres.

AND WHEREAS the Owner purports to be the Owner of the above described lands and has applied to the Minister of Municipal Affairs, hereinafter called the "Minister", for approval of a plan of subdivision, hereinafter referred to as the "Plan", of the said lands for the purpose of registering the same;

AND WHEREAS the City has recommended to the Minister that the Owner shall be required, to construct and install certain public services, hereinafter referred to, to serve such plan, and to undertake to make such financial arrangements with the City for the installation and construction of the said services before obtaining the approval of the said plan by the Minister;

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of other valuable considerations and the sum of One Dollar ($1.00) of lawful money of Canada, now paid by the City to the Owner (the receipt whereof is hereby acknowledged) the Owner hereby covenants promises and agrees with the City as follows:

1. PUBLIC SERVICES

   (a) On all streets and lanes laid out in the draft plan attached hereto as Schedule "A" and upon any roadways adjacent thereto, and following approval of the plan by the Minister of Municipal Affairs there shall be constructed and installed by the Owner, subject to the rights, reserved by the Commission, and recited hereinafter under the heading "Utilities", the following public services:

   PAVEMENTS

   Except on that portion of Joyce Street to be located at the rear of Lots 15 to 22, Registered Plan 368, for which the owner shall pay half the actual cost, the owner shall construct on all the streets asphalt pavements 28 feet wide in accordance with the specifications set out in Schedule "F" Roadways (b) Residential Subdivisions.

   CURBS AND GUTTERS

   SIDEWALKS

   On one side of all streets and on both sides of the following streets: Guthrie Drive from Marker Subdivision to Edson Street; Edson Street from Guthrie Drive to Montreal Street; and on the north and centre access roads in that part of the subdivision located on the east side of Montreal Street.

   SANITARY SEWERS

   (1) Sanitary sewage is to be divided to connect not more than one-third total flow to Montreal Street sewer at road allowance between Lots 25 and 26. The remainder must be connected south of this.

   (2) Sanitary sewage from the area east of Montreal Street shall be connected to existing trunk sewer at Montreal Street and Brent Streets or south of this point.

   STORM SEWERS

   WATERMAINS

   ELECTRICAL SERVICES - installed underground

   STREET LIGHTING

Report No. 79 - Finance and Accounts Committee (cont'd)

22. (cont'd)

WALKWAY

Between Lots 78 and 79, 5 feet wide asphalt surface if Block D is used as a school site.

DRIVEWAY ENTRANCE CULVERTS

Where deemed necessary in the opinion of the Public Works Committee.

These roadways, pavements, curbs, gutters, sidewalks, sanitary sewers, and storm sewers, hereinafter referred to as "City Services" and these watermains, electrical services and street lighting, hereinafter referred to as "Utility Services" are listed on Schedule "C" hereto with their estimate costs and their locations as shown as Schedule "A-2". The specifications for City services and Utility services are attached hereto as Schedules "E-1" and "E-2" respectively.

1. (b)(i) It is the intent of this Agreement that the City shall incur no expense for services in the development of subdivisions.

(ii) The subdivider shall pay the full cost of services within the subdivision. Where sewer outlets and watermains are not available immediately adjacent to the subdivision, the subdivider shall pay the full cost of extending sewers and watermains to the area. If sewage pumping stations and forcemains are required, the subdivider shall pay the full cost. Where a work is constructed in a boundary street, the subdivider shall pay the full cost except for a portion of Joyce Street.

(iii) The subdivider agrees that if at a future date sidewalks, storm sewers, or any other local improvement services have not been constructed and installed at the expense of the subdivider that the City will only install them in the future upon receipt of a sufficiently signed petition from the abutting property owners who shall assume 100% of the cost of the construction and installation of the City services.

(iv) Notwithstanding the foregoing, and where an existing school or other civic building is provided with a service by the subdivider, the City will assume a portion of the cost based on the ratio of the foot frontage owned by the City to that built by the subdivider, and further, that when services are constructed by a subdivider in a street abutting an improved public park, the City may assume a portion of the cost based on the ratio of the foot frontage of the park to the total foot frontage of lots fronting on the service built by the subdivider.

(c) The design of City services and the preparation of contract plans and specifications shall be performed by an approved Professional Engineer at the Owner's expense.

(d) All contracts for the installation of City services shall be approved by the Commissioner of Works and all of the City services shall be installed strictly in accordance with City specifications, and all such installations will be made throughout under the supervision of the City Engineer, or by an engineering firm approved by the City Engineer, which engineering firm shall file in writing with the City Engineer, an undertaking with respect to the work being done under its supervision, such undertaking to be in a form approved by the City Solicitor and to include provision of the Engineer's certificate that the execution of the work is in accordance with plans and specifications. Any contractor employed by the Owner to install any such City services must be approved by the City Engineer in writing prior to the contract being made.

(e) All of the Utility services shall be installed strictly in accordance with the provisions hereinafter recited under the heading "Utilities".

No. 79 - Finance and Accounts Committee (cont'd)

(cont'd)

1. (cont'd)

(f) (i) In the event that the Owner fails to install the services referred to herein as and when required by the City Engineer or the Commission, as the case may be, or having commenced to install the aforesaid services, fails or neglects to proceed with reasonable speed, or in the event that the aforesaid services are not being installed in the manner required by the City Engineer or the Commission, as the case may be, the City Engineer or the Commission, as the case may be may with due notice enter upon the said lands and proceed to supply all materials and to do all the necessary works in connection with the installation of said services, including the repair or reconstruction of faulty work and the replacement of materials not in accordance with the specifications, and to charge the cost thereof together with an engineering fee of 5% of the cost of such materials and works, to the Owner, who shall forthwith pay the same upon demand, provided that with respect to actions of or work by the Commission this provision shall be in extension of, and not in limitation of any of the rights of the Commission as recited hereinafter under the heading "Utilities". The repair of faulty construction shall not be charged to the owner beyond two years after acceptance of the work.

(ii) It is understood and agreed between the parties hereto that such entry upon the lands shall be as agent for the Owner and shall not be deemed, for any purpose whatsoever, as an acceptance or assumption of the said services by the City or the Commission. The City, in addition to all other remedies it may have, may withdraw any building permits that have been granted either to the Owner or to any other person and may refuse to issue further building permits until such services are completely installed in accordance with the requirements of the City Engineer or the Commission. It is agreed that a copy of this clause shall be delivered by the Owner to each and every builder obtaining a building permit for any lot or part of a lot on the said plan.

(g) Provision of additional sanitary or storm sewer capacity.

(i) On lands zoned as R3 or multiple family the subdivider will contribute $1,200.00 per acre toward the cost of the additional sanitary or storm sewer capacity which may be required.

(ii) That a charge of $100.00 for each dwelling unit in excess of two dwelling units in each building having more than two dwelling units be imposed on land zoned for multiple buildings.

(iii) The acreage charge shall not apply to the 5% land for public purposes.

(iv) That the subdivision charges shall be paid at the time of application for a building permit and the Owner agrees that he will not seek to enforce the issuance of a permit for the erection of any building and will not build any building on a lot or block until the charges set out in (g)(i) and (ii) have been paid.

(h) The date of completion for all services shall be eight (8) years with no specific time limit set for each individual phase,

it being understood that:

(i) Service plans shall be prepared by the Consulting Engineer for the Owner for each phase of the development prior to the registration of each phase of the plan and preliminary plans for other

22. (cont'd)

1. (cont'd)

(i) (cont'd)

phases to show that sufficient engineering design has been done in the other phases to ensure adequate capacity and proper depth for the services. Estimates of the cost of the services for each phase of the subdivision shall be submitted to the City prior to the registration of that phase of the plan of subdivision.

The estimates and plans will be subject to the approval of the Commissioner of Works for City services and the Public Utilities Commission for utility services.

(ii) The City will notify the Minister of Municipal Affairs that the financial conditions of the City have been met, as soon as the subdivider has filed his Performance Bond for any phase, and the Minister will be requested to give final approval to each phase as Performance Bonds are filed.

-or-

(iii) As an alternative the whole plan of subdivision shall be registered at one time, it being understood that the Owner will meet all the bonding and engineering requirements of the City prior to the time the plan is registered.

2. EXISTING AND FINAL GRADES AND CONTOURS

The Owner further agrees with the City

(a) That prior to the registration of the plan he will submit plans and profiles to the City showing the existing and final elevations, referring to a geodetic bench mark or an established City of Kingston bench mark, of all the lands within the said plan. The aforesaid elevations shall be approved by the City Engineer and the Building Inspector prior to the registration of the said plan.

(b) In addition to the final elevations as aforesaid, there shall be indicated thereon the final grades of all roads as approved by the City Engineer.

(c) The existence of lands designated for drainage works shall also be indicated thereon.

(d) That prior to the registration of the plan, he will submit all plans to the Commission for the Commission's approval of the layout to ensure sufficient construction of electric lines and to establish the lines of the easements to be granted as hereinafter provided.

3. SPOT LEVELS

In addition to submitting the final grades and contours, the Owner agrees that prior to the registration of the plan, he will submit to the City the following information concerning spot levels:

(a) A spot level figure at the middle of each lot on the Plan, at a location thirty feet (30') from the street line, indicating the true elevation of the natural ground at that point. This figure shall be indicated in a distinctive colour or special symbol notation. The elevation shall be secured by means of a survey party in the field and must not be calculated by interpolating between the contour lines.

(b) A calculated spot level figure at the same identical location as indicated in Section (a) above, to show the level to which the ground is to be altered. This calculated figure shall be indicated in a contrasting colour or symbol figure to the natural elevation figure referred to in Section (a).

No. 79 - Finance and Accounts Committee (cont'd)

(cont'd)

3. SPOT LEVELS (cont'd)

(c) In the case of large blocks of land, the above levels required by Sections (a) and (b), shall be indicated at the centre of the location for each proposed apartment building.

(d) Where it is proposed to carry out grading operations by cutting off the hills and higher land and filling the ravines and depressions, the land shall be cut down to a finished elevation of eighteen inches (18") higher than the elevation of the finished crown of the pavement opposite the said lot. Where a low area is to be filled, the earth is to be dumped and compacted to an elevation at least twelve inches (12") higher than the crown of the pavement opposite the centre of said lot for the whole of the lot area from the street line to a line at least ten feet (10') beyond the rear line of the building.

(e) The said road grades and spot levels are indicated on Schedule "D" attached hereto.

4. BUILDING LEVELS

The Owner further agrees with the City -

(a) That buildings to be erected on the said lands covered by or included in the said plan of subdivision shall be erected to conform to building levels obtained from the City Engineer before the building operations are commenced. The said building levels will conform to the grades and elevations indicated on the plan required by this Agreement and attached hereto and a certificate to this effect shall be obtained from the City Engineer prior to the issuance of a building permit.

5. LANDS FOR MUNICIPAL PURPOSES

The Owner agrees to grant in fee simple unto the City the lands set forth in Schedule "B" hereto for municipal purposes.

6. UTILITIES

The Owner further agrees with the City:

(a) To the preparation, execution and registration at the Registry Office in the City of Kingston, at the Owner's expense, concurrently with the registration therein of the approved plan of subdivision (and prior to the registration of any deeds or transfer or any liens, mortgages or other charges in default of which the Public Utilities Commission of the City of Kingston may suspend provision of electricity or the facilities therefor) of a grant of easement to the Public Utilities Commission of the City of Kingston and the Bell Telephone Company of Canada, their successors and assigns, where and how required by the two Utilities whereby they shall have the right, license and authority at all times:

(1) To enter with or without vehicles, machinery and other equipment and material, and construct, repair, replace, remove, operate and maintain their lines of electricity and telephone lines respectively including all necessary poles, anchors, conductors, wires, cables, conduits, and other fixtures, upon, over, along, under and across all lands shown as "Public Utility Easements" on the said plan, together with right such as may be necessary to obtain unobstructed access, ingress and egress over all lands shown on the said plan to and from public highways to and from the said lines of electricity and telephone lines respectively are to be constructed, repaired, replaced, removed, operated and maintained, AND

22. (cont'd)

6. UTILITIES (cont'd)

(a) (2) To trim, fell or remove any trees or brush upon the said Public Utility easements so as to keep the said lines of electricity and telephone lines clear therefrom; and also to trim any trees or brush upon the property adjacent to the easements so as to keep the said lines of electricity and the said telephone lines clear from the trees for a distance of at least four feet.

(b) To the provision of such utility facilities for water, street lighting and underground electrical services as may be required by the Public Utilities Commission of the City of Kingston provided that the Public Utilities Commission shall have the option:

(1) To provide and install all or part of such utility facilities either by its own staff or by contractors and engineers of its own choosing or part one and part the other whereupon the Owner shall deposit in advance sufficient funds with the Public Utilities Commission of the City of Kingston to defray the estimated cost of such utility facilities (which cost shall include such amount or amounts as the Public Utilities Commissio of the City of Kingston deems adequate to cover all general and overhead expenses including, without limiting the generality of the foregoing, engineering, architectural, inspection, testing, chlorinating, insurance and office expenses of all kinds) OR

(2) To authorize the Owner to provide all or part of such utility facilities in accordance with plans and specifications approved by the Public Utilities Commission of the City of Kingston and subject to such inspection and testing and chlorinating, including any re-inspection and re-testing as the Public Utilities Commission of the City of Kingston may deem necessary, in which event the Owner shall deposit in advance with the Public Utilities Commission of the City of Kingston such amount or amounts as may be required to defray all costs (including such general and overhead expenses as are set out in (1) above) of inspection, chlorinating, and testing - provided that all such utility facilities (except service wires, pipe, etc., on or in private lands customarily the property of the Owner thereof) shall, upon acceptance by the Public Utilities Commission of the City of Kingston, become the property of, and be vested in, the Public Utilities Commission of the City of Kingston in trust for the Corporation of the City of Kingston and to be subjected to such requirements for guaranteed maintenance up to one year as may be required by the Public Utilities Commission of the City of Kingston, or

(3) To provide and install all or part of such utility facilities either by its own staff or by contractors and engineers of its own choosing or part one and part the other, by the use of Commission funds and/or proceeds or debenture issues as may be expedient and to recover the cost of such installation(s) through utility rates in the usual way.

(4) Electrical services shall be installed underground and the subdivider shall bear the difference between the cost of overhead and the actual cost of the underground service, and that the subdivider be required to place with the Commission as a deposit the Commission's estimated cost of the difference. The Public Utilities Commission will co-operate to the fullest possible extent in the costs of trenching, etc.

(c) (1) The Owner will, at his expense, supply the Commission with copies of all plans, profiles and information as to levels referred to in those sections of the Agreement between the City and the Owner under the headings "Existing and Final Grades

(cont'd)

6. (c) (1) (cont'd)

Contours" and "Spot Levels", all duly approved as set forth therein and the Owner will be required to pay the complete cost of any work needed to correct incorrect or altered levels, plans, profiles and the like.

(2) The Owner will, at his expense, supply to the Commission, all plans, profiles and elevations required by it for all work to be undertaken by it or for its account or subject to its supervision and shall alter and correct such plans, profiles and elevations as the Commission may require. The Owner will, at his expense, provide the Commission with final plans, profiles and elevations of the watermains as installed by the Owner.

(3) The Owner shall obtain, at his expense, and as the Commission may direct, from the Department of Health of Ontario, the Hydro Electric Power Commission of Ontario, the Ontario Water Resources Commission or other authorities, such authorization and approval as the Commission may require.

(d) To provide the Public Utilities Commission of the City of Kingston with funds necessary to cover the cost of any work intended to be paid for by the Owner prior to the Public Utilities Commission undertaking such work, and that the Public Utilities Commission shall be entitled to stop any such work when funds provided are exhausted.

(e) To supply a guarantee bond in a form suitable to the Commission's solicitor for 25% of the approved estimated cost of utilities work to be undertaken by the owner until acceptance of the service by the Commission, and to supply a two year guarantee maintenance bond when such acceptance is received.

(f) All water service connections from the watermain shall be installed in accordance with specifications of the Commission.

(g) To such control and regulations of utility supply to the provided facilities as the Public Utilities Commission of the City of Kingston may deem desirable to cover inter alia:

(1) Connection of new facilities to existing plant.

(2) Provision of and payment for utility services during construction.

(3) Installation of services and metering equipment in residences, etc.

(h) To indemnification of the Public Utilities Commission of the City of Kingston for all damage done by the Owner, his employees, servants, agents and contractors to the personnel, plant and equipment of the Public Utilities Commission of the City of Kingston.

(i) To save the Public Utilities Commission of the City of Kingston harmless from all claims for loss or damages arising out of any work done by the Owner, his employees, servants, agents and contractors.

7. DRAINAGE WORKS

(a) The Owner agrees to grant to the City free of charge, easements across the lands herein described, to provide for any drainage work that may be required to furnish an outlet for storm water or natural watercourses across the said property. The said easements are described in Schedule "B" hereto as specified by the City Engineer and indicated on Schedule "A" hereto. The conveyance of such easements is to be in a form approved by the City Solicitor.

Report No. 79 - Finance and Accounts Committee (cont'd)

22. (cont'd)

7. DRAINAGE WORKS (cont'd)

(b) The Owner agrees that if the said drainage works as described in Schedule "B" hereto and indicated on Schedule "A" result in drainage through private lands, all such work shall be carried out by means of a storm drain and appurtenances of sufficient size for the drainage requirements of the area. The design is to be based on the run-off to be expected from the area when completely built up with buildings, pavements, sidewalks and parking areas.

(c) The Owner further agrees to indicate on Schedule "A" hereto, any existing tile drainage system.

8. NOTIFICATION OF SERVICES

(a) The Owner agrees to notify, or cause to be notified, each and every purchaser of land within the said subdivision of all the services provided for such purchaser and the cost of the same where said purchaser pays any share thereof, and that when a building permit is applied for on lands zoned as R3 or Multiple Family, the applicant will also contribute $100.00 per unit for each dwelling unit in excess of two dwelling units in each building and of the charge of $1,200. per acre referred to in "Public Services", Sub-section (g) (i) of this agreement, and cause such information to be fully recorded in any offer or agreement to purchase the said land entered into by any said purchaser.

The offer or agreement to purchase will also state as follows:

(b) Sidewalks or any other local improvement services that have not been constructed and installed at the expense of the subdivider will only be installed in the future upon receipt of a sufficiently signed petition from the abutting property owners who shall assume 100% of the cost of the construction and installation of the City services.

9. FINANCIAL ARRANGEMENTS

(a) The owner agrees to deposit with the City 25% of such moneys or a guarantee to cover the cost of construction and installing the aforesaid services, and to pay such fees as are required by the City before obtaining the approval of the said plan by the Minister.

(b) The owner shall prior to the execution of this agreement by the Corporation for any multiple buildings having more than two dwelling units, in each building, convey to the Corporation one foot reserves along the street frontage and also along the limits of all blocks on the plan. Upon completion of the construction of the sewer, the road base and the grading within the road allowance to satisfaction of the Commissioner of Works, and of the construction of the watermain to the satisfaction of the engineer for the Commission and the pavements for the provision of additional sewer capacity referred to in Public Services (g) Page 3 for any lot or block zoned as multiple family, the City shall reconvey the said one foot reserves.

(c) All costs incidental to land conveyances will be paid by the Owner.

(d) The City will have a lien against the land and premises upon which the subdivision agreement is registered for any amount the City expends in carrying out any of the obligations of the Owner under the subdivision agreement over and above the amount of security filed with the City to secure such obligations, but the lien will not take priority over any advance under any first mortgage registered upon the land.

t No. 79 - Finance and Accounts Committee (cont'd)

(cont'd)

9. FINANCIAL ARRANGEMENTS (cont'd)

(e) The Owner agrees that the City shall be entitled to a fee of five per cent (5%) of the cost of installing the City services as required herein for engineering service if the preparation of plans is done by the engineers employed by the City. If the plans are prepared by a firm of engineers which has previously been approved in writing by the City Engineer no such fee shall be payable to the City. However, regardless of whether the owner employs his own engineer to prepare plans and specifications or pays 5% to the City to have them prepared, he shall also pay to the City the actual cost of all inspectors and resident engineers for the time spent in inspection and supervision of the work. Such payments shall be paid out of the moneys deposited aforesaid or paid forthwith upon receipt of an invoice from the City.

(f) The **Owner** agrees that he will pay in advance his estimated share of that portion of the cost of Joyce Street to be constructed to the rear of Lots 15 to 22 set forth in Schedule "D" with adjustments to be paid when actual costs are known.

(g) Upon acceptance by the Commissioner of Works or the Engineer of the Commission of any service and the filing with the Corporation of a maintenance bond in a form satisfactory to the City Solicitor, the City will cancel the bonding requirements for this service or will transfer it to another phase of the same project if so requested in writing by the Owner. The period of guaranteed maintenance from time of acceptance shall be two years.

10. GENERAL

(a) The City agrees that building permits will be issued when payment for the provision of additional sewer capacity has been made, if applicable, and upon acceptance of the services referred to in Paragraph 3, Page 8, and upon compliance with the zoning and building by-laws of the City.

(b) Upon completion of the said service and payment of all accounts therefor, the City Engineer will issue to the Owner a certificate for City Services and the Commission for Utility Services, stating that the said services have been constructed and installed according to the City and the Commission specifications, standards and requirements and that all grades and levels have been established to the satisfaction of the City Engineer.

(c) Upon said certificate being issued, the ownership of the City services shall vest in the City, and the ownership of the utility services shall vest in the Commission in trust for the City, and the Owner shall have no claim or rights thereto, other than those accruing to him as an owner of land abutting on streets in which the services were installed.

(d) The above certificate shall not be issued and the final payment of all accounts shall not be made, until -

(1) The City Council has received and adopted a written report by the City Engineer that all the above City services have been constructed or installed to City specifications, and, that the roadways are in the required condition to be assumed, and that all other municipal departments which are concerned have been informed of these matters.

(2) The Commission has received and adopted a written report by the General Manager that all the above Utility services have been constructed or installed to Commission specifications.

22. (cont'd)

10. GENERAL (cont'd)

(e) Until such certificates as aforesaid are issued, the Owner on behalf of himself, his heirs, executors, administrators, assigns, and successors in title, hereby covenants to indemnify and save harmless the said City and the Commission from all actions, causes of action, suits, claims and demand whatsoever, which may arise either directly or indirectly by reason of any alteration of the existing grade or level of any street or streets on the said plan to bring the said grade or level into conformity with the grade or level approved by the City Engineer or by reason of any damage to the lands abutting on any street or streets shown on the said plan, or to any buildings erected thereon, arising from, or in consequence of any such alteration of grade or level.

(f) There shall be a setback or clear horizontal distance of 150 feet from the limit of the adjoining Canadian National Railway line property to any part of any building to be constructed on this subdivision, and similarly of 90 feet or more from the property limit of the Macdonald-Cartier Freeway.

(g) Block B as to location, shape and size only, shall be set aside for a period of up to two years from the date of the signing of this agreement for purchase by the appropriate school board as a Public School site.

(h) Block D shall be set aside, as to location, shape and size only, for a period of up to two years from the date of the signing of this agreement for purchase by the appropriate school board as a Separate School site.

11. REGISTRATION OF SUBDIVISION AGREEMENT

(a) The Owner hereby agrees that this Agreement and the Schedules hereto, may be registered at the owner's expense upon the title of the land within the said plan of subdivision. Such registration shall be at the instance of the City and at its sole discretion.

12. SUPPLEMENTARY

Notwithstanding any other requirements of this agreement, the Owner agrees:

(a) That the lands in question, covered by this Agreement and the new registered plan, are covered by City of Kingston By-Law No. 3078 as amended.

(b) That if, as the subdivision develops, further drainage works, either upon the lands as shown on the said draft plan or beyond the boundaries thereof, should be necessary, the Owner agrees to provide the same forthwith as required.

(c) That all streets abutting on the lands to be covered by the new registered plan and to be used for access during the construction of the houses or other buildings on the new plan shall be kept in a good and usable condition during the said construction, and if damaged will be restored upon completion of the houses or other buildings on the said plan, to a good and usable condition.

IT IS DECLARED AND AGREED THAT this agreement and the covenants, provisoes, conditions and schedules herein contained shall enure to the benefit of and be binding upon the respective heirs, executors, administrators, successors or assigns of each of the parties hereto and to all the owners of land within the limits of the Corporation of the City of Kingston.

ort No. 79 - Finance and Accounts Committee (cont'd)

(cont'd)

"OWNER" where used in this Agreement, and in addition to its accepted meaning, shall mean and include an individual, an association, a partnership or an incorporated company, and wherever the singular is used herein it shall be construed as including the plural.

IN WITNESS WHEREOF the Corporate Seal of the Owner is hereupon affixed under the hands of its proper officers in that behalf.

IN WITNESS WHEREOF the Owner has hereunto set his hand and seal.

AND IN WITNESS WHEREOF the City has hereunto affixed its Corporate Seal under the hands of its proper officers in that behalf.

AND IN WITNESS WHEREOF the Commission has hereunto affixed its Corporate Seal under the hands of its proper officers in that behalf.

SIGNED, SEALED AND DELIVERED
In the Presence of

KINGSTON ENTERPRISES LIMITED

President

Secretary-Treasurer

THE CORPORATION OF THE CITY OF
KINGSTON

Mayor

Clerk-Comptroller

THE PUBLIC UTILITIES COMMISSION
OF THE CITY OF KINGSTON

CARRIED

That the account of Holiday Inn, in the amount of $400.56, for a civic reception for the International Union of Local Authorities, held on July 25, 1971, be approved for payment. *CARRIED*

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
W. T. J. Cook
K. W. Matthews
G. N. Speal
D. G. Timmins

NISHED BUSINESS

Ald. Watts said that he thought the copy of booklet entitled *"Ontario fic Safety"* should be bilingual, and suggested that this matter be brought he attention of the Minister of Transport.

Ald. Watts also stated that former Ald. Grant was hospitalized, and in Douglas 3, at Kingston General Hospital.

Ald. Speal said that he appreciated the efforts of Ald. Cook regarding drop-in centres, but the people in the area of the Harold Harvey Arena were erned since the Police had been called on occasion.

Ald. Speal referred to a report on evening bus service, and commended the ople for the manner in which the study had been conducted and for their concrete ggestions.

5.

UNFINISHED BUSINESS (cont'd)

Ald. Speal requested that the Finance Committee discuss the proposed change in the location of the Wolfe Island ferry landing three miles away from Kingston. He stated that the time saved in the ferry crossing would be lost in driving to the new point. He said Wolfe Islanders will now need a car to come to Kingston, and the economies of the City and of Marysville would be adversely affected.

Ald. Webb said meetings had been held in Wolfe Island regarding the re-location of the Wolfe Island ferry landing, and at a plebiscite it had been opposed, and he thought Ald. Speal's concern was a little late. He said the City has "stop" signs in the wrong spot, and that snow ploughing left a wall of snow. Ald. Webb said that he was opposed to the change in location.

Ald. Webb said he supported tourism and institutions rather than "smoke stacks." He said there was a plan to move or create a second Royal Mint, and that Winnipeg had made representation. Ottawa had opposed Winnipeg as too far away from the markets of Toronto, Montreal and Wall Street. He said that Kingston, therefore, had a better claim than Winnipeg, and requested Mayor Swain to take the matter up with the Federal member of Parliament.

Ald. McDougall said that there were two aspects to consider regarding the Wolfe Island ferry question, namely moving cars or moving people. He said that in winter time the "time bubble system" was far easier to employ at the new location, and he thought we should try for what we could get.

Ald. Blaney asked if a firm offer had been made for the marshlands in the vicinity of Highway 401.

In reply to Ald. Blaney's question, Mayor Swain said that the City had made its interest known in the whole waterfront; there has been a question of title to the marshland, and Mayor Swain requested Ald. Blaney to submit a notice of motion regarding the development of the marshland north of Greer Street to Highway 401.

Ald. Webb asked if Inch Arran sponsors were behind the Shipyard lease.

Mayor Swain said that he had been introduced to a Mr. Smith as resident manager, who was now in Toronto, but he was not aware of any affiliation with the Inch Arran.

Mayor Swain reminded members of Council of the closed meeting of the Finance Committee on July 27, 1971, to discuss with Consultants the siting and cost for Yachting Olympics, a most important meeting for Council members to attend.

Ald. Speal said he would like a feedback from the public before he made any commitment.

Ald. Timmins said that news media should be present at the special meeting of the Finance Committee. He did not want to make up his mind without a report; the presentation had suggested condominium housing would be included.

Mayor Swain said there were only definite requirements for 400 boats. Council will decide how far they wish to go; the governments have no control over what is built in the private sector.

Ald. Timmins said that some meetings regarding garbage are closed and others are open. He said that reclamation had received more publicity than pulverization. Ald. Speal said that the news media were present at all meetings.

Mayor Swain said that the news media and the public had been excluded from the Finance Committee meetings and would continue to be until Council decided to open the meetings on the discussions with the Olympic Consultants.

Ald. Matthews said "Romeo" in Montreal got Expo and the rest of the country paid for it. The cost of the project may be saddled on the taxpayers.

Ald. Vosper said that he thought it advisable to allow the press to attend the special Finance Committee meeting on the same basis as with the budget.

UNFINISHED BUSINESS (cont'd)

Ald. Speal requested that the Finance Committee discuss the proposed change in the location of the Wolfe Island Ferry landing [illegible] away from Kingston. He stated that the time saved in the ferry crossing would be lost in driving to the new point. He said [illegible] the islanders [illegible] come to Kingston, and the merchants of the City and of Portsmouth would be adversely affected.

Ald. Webb said mention had been [illegible] in public [illegible] regarding the re-location of the Wolfe Island ferry landing, [illegible] a delegation [illegible] opposed, and he thought Ald. Speal's concern was a little late. [illegible] the City has "shown" signs [illegible] the wrong spot, [illegible] some [illegible] of mine. Ald. Webb said that he was opposed to the change in location.

Ald. Webb said he supported tourism and that tourism [illegible] "people stacks." He said there was a plan to move [illegible], and that Winnipeg had made representation [illegible] away from the markets of Toronto, Montreal and [illegible]. He said that Kingston, therefore, has a [illegible] and requested Mayor Swain to take the matter up with the [illegible].

Ald. McDonald said that there [illegible] the Wolfe Island ferry question, namely [illegible]. He said that in winter time the "fine bubble system" [illegible] new location, and he thought [illegible] could [illegible].

Ald. Kinney asked if a [illegible] the vicinity of Highway 401.

In reply to Ald. Kinney's question, Mayor Swain said that the City had made its interest known to the [illegible] title to the marshland, and Mayor Swain requested Ald. [illegible] of motion regarding the development of [illegible] Highway 401.

Ald. Webb asked if [illegible].

Mayor Swain said that he had been [illegible] manager, who was now in Toronto, but he was [illegible] the Inch Arran.

Mayor Swain reminded members [illegible] of the Finance Committee on July 27, 1973, to discuss [illegible] cost for Yachting Olympics, [illegible] attend.

Ald. Speal said he would like a [illegible] made any commitment.

Ald. Timmins said that [illegible] meeting of the Finance Committee [illegible] a report; the presentation had [illegible].

Mayor Swain said there [illegible] Council will decide how the [illegible] over what is built in the private sector.

Ald. Timmins said that some [illegible] others are open. He said that [illegible] materialization. Ald. Speal said that [illegible].

Mayor Swain said that the news media [illegible] from the Finance Committee meetings [illegible] decided to open the meetings on the discussion [illegible].

Ald. Matthews said "[illegible]" in [illegible] country paid for it. The cost of the [illegible].

Ald. Vosper said that he thought it [illegible] attend the special Finance Committee meeting [illegible] budget.

NISHED BUSINESS (cont'd)

Ald. Cook said that he supported discussions in private with the ultants regarding the Yachting Olympics, and that decisions on cost d be made later. He said that improvement of the waterfront was the benefit; private investment in condominium and development would come r.

Ald. McDougall said they could discuss the siting and costs of the ting with the Consultants on July 27, and decide later whether the cost acceptable.

Mayor Swain said that final costs would not be known until the final rt is filed, and this would be the time to make a decision.

AWS

Council consented to the addition of By-Laws (27) to (30) for entation to Council.

Moved by Ald. Matthews,
Seconded by Ald. Speal,

That By-Laws 1 to 16, plus 27 to 30 receive their first reading.

CARRIED

Moved by Ald. Speal,
Seconded by Ald. Cook,

That Council resolve itself into a Committee of the Whole to give By-Laws 2 to 17, plus 27 to 30 their second reading.

Ald. Blaney, Chairman.

CARRIED

Moved by Ald. Cook,
Seconded by Ald. Timmins,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

Ald. Blaney reported that By-Laws 2 to 17, plus 27 to 30 had been considered in the Committee of the Whole and had received their second reading.

Moved by Ald. Timmins,
Seconded by Ald. Cook,

That Rule 35 be suspended for the purposes of giving By-Laws 6 to 16, plus 28 to 30 their third reading.

CARRIED

Moved by Ald. Speal,
Seconded by Ald. Matthews,

That By-Laws 6 to 26, plus 28 to 30 be given their third reading.

CARRIED

A By-Law to Authorize the Execution of an Agreement with Kingston and District Chamber of Commerce (Lease of First and Second Floors of Old C.P.R. Station House).

(FIRST READING) (PROPOSED NO. 7083)
Clause 5, Report No. 79

FIRST READING - CARRIED 13:1
(Ald. Timmins opposed)

BY-LAWS (cont'd)

(2) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Bus Shelter Locations).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7084)
Clause 2, Report No. 74

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(3) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston (Bus Shelters).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7085)
Clause 2, Report No. 74

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(4) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 12 of *The Local Improvement Act.*

(FIRST AND SECOND READINGS) (PROPOSED NO. 7086)
Clause 9, Report No. 79

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(5) A By-Law to Authorize the Execution of an Agreement with Peter J. Radley, Trustee (Right-of-Way Across McKee Memorial Parking Lot).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7087)
Clause 11, Report No. 79

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(6) A By-Law to Amend By-Law No. 6893, "A By-Law to Constitute and Appoint Members to a Committee of Adjustment" (Appoint Mr. Keith King).

(THREE READINGS) (PROPOSED NO. 7088)
Clause 26, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(7) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 74).

(THREE READINGS) (PROPOSED NO. 7089)
Clause 1, Report No. 74

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(8) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Kingston Fair Board Banners Over Streets and Placement of "Rideau Trail" Markers).

(THREE READINGS) (PROPOSED NO. 7090)
Clauses 3 and 4, Report No. 74

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(9) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Replacing or Relocating of Drainage Ditches).

(THREE READINGS) (PROPOSED NO. 7091)
Clause 2, Report No. 75

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

WS (cont'd)

A By-Law to Amend By-Law No. 5592, "A By-Law to Appoint G. M. Allan, H. Anderson and G. Holloway as Members of the Parking Authority of the City of Kingston and to Repeal By-Law No.4832" (Appoint Mr. T. Annis).

(THREE READINGS) (PROPOSED NO. 7092)
Clause 1, Report No. 79

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(Note: Affirmative Vote of at least two-thirds of the members of Council present and Voting required).

A By-Law to Authorize the Execution of an Agreement with Cobourg Construction Company Limited to Amend Contract 71-1W for Construction and Reconstruction of Concrete Sidewalks (Revise Work).

(THREE READINGS) (PROPOSED NO. 7093)
Clause 7, Report No. 79

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

A By-Law to Authorize the Execution of an Agreement with Ontario Housing Corporation (Project No. Kingston OH-5).

(THREE READINGS) (PROPOSED NO. 7094)
Clause 10(a), Report No. 79

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

A By-Law to Authorize the Execution of an Agreement with Ontario Housing Corporation (Project No. Kingston OH-6).

(THREE READINGS) (PROPOSED NO. 7095)
Clause 10(b), Report No. 79

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

A By-Law to Authorize the Execution of an Agreement with Ontario Housing Corporation (Project No. Kingston OH-7).

(THREE READINGS) (PROPOSED NO. 7096)
Clause 10(c), Report No. 79

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

A By-Law to Authorize the Execution of an Agreement with the Department of Transport of Canada (License: Barrack Street Overflow Sewer Outlets).

(THREE READINGS) (PROPOSED NO. 7097)
Clause 13(a), Report No. 79

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

A By-Law to Authorize the Execution of an Agreement with the Department of Transport of Canada (License: West Street Overflow Sewer Outlet).

(THREE READINGS) (PROPOSED NO. 7098)
Clause 13(b), Report No. 79

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

BY-LAWS (cont'd)

(17) A By-Law to Authorize the Purchase of Two Parcels of Land on Place d'Armes at Ontario Street from the Canadian Pacific Railway Company.

(SECOND AND THIRD READINGS) (PROPOSED NO. 6885)
Clause 9, Report No. 6

SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(18) A By-Law to Amend By-Law No. 7006, "A By-Law to Authorize the Reconstructio of Certain Pavements (General Rate)". (Revise Schedule "A").

(THIRD READING) (PROPOSED NO. 7055)
Clause 13, Report No. 66

THIRD READING - CARRIED 14:0

(19) A By-Law to Amend By-Law No. 6701, "A By-Law to Authorize the Reconstructio of Certain Pavements (General Rate)" (Increased Costs).

(THIRD READING) (PROPOSED NO. 7056)
Clause 14, Report No. 66

THIRD READING - CARRIED 14:0

(20) A By-Law to Authorize the Construction of a 16 Inch Watermain in a Portion of Benson Street Under the Provisions of *The Local Improvement Act* (Petition

(THIRD READING) (PROPOSED NO. 7058(a))
Clause 19, Report No. 66

THIRD READING - CARRIED 14:0

(21) A By-Law to Authorize the Construction of a 32 Foot Wide Asphalt Pavement in a Portion of Benson Street Under the Provisions of *The Local Improvement Act* (Petition).

(THIRD READING) (PROPOSED NO. 7058(c))
Clause 19, Report No. 66

THIRD READING - CARRIED 14:0

(22) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 67).

(THIRD READING) (PROPOSED NO. 7072)
Clause 1, Report No. 67

THIRD READING - CARRIED 14:0

(23) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 67).

(THIRD READING) (PROPOSED NO. 7073)
Clause 1, Report No. 67

THIRD READING - CARRIED 14:0

(24) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes". (Fence Regulations: To be not less than 3 ft. from Sidewalk).

(THIRD READING) (PROPOSED NO. 7074)
Clause 1, Report No. 69

THIRD READING - CARRIED 14:0

(25) A By-Law to Amend By-Law No. 6834, "A By-Law to Authorize the Reconstruction of Certain Sidewalks (General Rate)" (Delete Johnson, Division to Barrie; Substitute Sydenham, Johnson to William).

(THIRD READING) (PROPOSED NO. 7076)
Clause 15, Report No. 73

THIRD READING - CARRIED 14:0

AWS (cont'd)

A By-Law to Authorize the Execution of an Amending Agreement with Cobourg Construction Co. Ltd. (Contract 71-1W Construction and Reconstruction of Sidewalks).

(THIRD READING) (PROPOSED NO. 7082)
Clause 15, Report No. 73

THIRD READING - CARRIED 14:0

A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Traffic Signal Lights: Division Street at Railway Street and Division Street at York Street). (Clause 1(e), Report No. 74).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7099)
Clause 1(e), Report No. 74

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

A By-Law to Repeal By-Law No. 2638, "A By-Law to Appoint England, Leonard, MacPherson & Co. as City Auditors".

(THREE READINGS) (PROPOSED NO. 7100)
Clause 1(b), Report No. 79

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

A By-Law to Appoint Thorne, Gunn, Helliwell and Christenson as City Auditors.

(THREE READINGS) (PROPOSED NO. 7101)
Clause 1(a), Report No. 79

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

A By-Law to Amend Contract 70-1W with Cobourg Construction Co. Ltd. (Delete Concrete Sidewalk on West Side of Victoria St., from Princess St. to South Bartlett St.).

(THREE READINGS) (PROPOSED NO. 7102)
Clause 17, Report No. 7

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

ONS

Moved by Ald. Matthews,
Seconded by Ald. Keenleyside,

That the condolances of Council be sent to the family of the late Mr. W. Godwin, a former Alderman of Frontenac Ward.

CARRIED

The following notice of motion was received:

Moved by Ald. Blaney,
Seconded by Ald. Matthews,

That the Conservation Authority be asked to consider the developing of the marshland north of Greer Street to Highway 401, so that all marshland in this area will come under their jurisdiction.

(Referred to the Finance and Accounts Committee)

MOTIONS (cont'd)

(3) Moved by Ald. Webb,
Seconded by Ald. Blaney,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:30 P.M.

(L.S.)

(signed) *T. J. McKibbin,*
CLERK-COMPTROLLER.

(signed) *E. V. Swain,*
MAYOR.

Local Govt.

CITY COUNCIL MEETING NO. 16

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, August 16, 1971, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(82) From the Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to June 30, 1971.

(Note: Copies of statement distributed to each member of Council)

(83) 100th Vital Statistics Report compiled by the Office of the Registrar General of Ontario for the year 1969.

(84) Copy of Minutes of Special Meeting of the Frontenac County International Bridge Committee held July 29, 1971, at which the future of the International Bridge proposal and the new ferry crossing to Wolfe Island were discussed.

Two resolutions were passed.

1st) Submitting letter from the Minister of Finance (Canada) to the Ontario Government indicating that the Provincial Government is in a position to pass the necessary legislation for the Kingston-Cape Vincent Bridge and that the Federal Government is also prepared to pass necessary legislation and requesting reasons for the delay in passing the legislation.

2nd) I) Stating the concern of the Committee about the effect of the new ferry service to Wolfe Island:

a) on the building of the proposed International Bridge;

b) on the inconvenience to the walking traffic between Kingston and Wolfe Island;

c) on the additional expense to the walking traffic involved in travelling from the Rogers Side Road to and from Kingston and other area; and

d) for the merchants who have established business far from the new docking site of the ferry.

II) Recommending, if the new ferry is proceeded with, the retention of the ferry, *The Wolfe Islander*, for operation between Kingston and Marysville.

III) Recommending that a Provincial Bridge be constructed from the mainland to Howe Island to Wolfe Island to eliminate confusion of the international bridge financing which would be international only from Cape Vincent to Wolfe Island.

IV) Requesting to be advised of any future proceedings regarding the transportation of these areas of concern.

MINUTES

That the minutes of City Council Meeting No. 15, held July 26, 1971, be adopted as printed.

COMMUNICATIONS

To be Filed:

(332) From The Hon. Dalton Bales, Minister of Municipal Affairs, acknowledging receipt of Council's resolution (R.64(4)71) respecting the repeal of paragraph 129 of section 379(1) of The Municipal Act, which would remove the authority for a municipality to limit the number of public garages and automobile service stations and stating:

> *"... I appreciate having the views of your Council on this matter and would assure you that I have no present intention of recommending proclamation of the repealing provision in the near future. As was indicated by my predecessor, the Hon. Darcy McKeough, there never was any thought of having the repeal proclaimed until all municipalities have been afforded an adequate opportunity to review their land use control by-laws as they relate to service stations, and as well an opportunity to make representation respecting the merits of retaining the provision indefinitely."*

(333) From Mr. C. J. Keller, Executive Assistant to the Minister of Finance, acknowledging receipt of copy of letter to the Department of Transport from the Finance Committee requesting the Federal Government to record their property in the Kingston Harbour with the Assessment and the Registry Offices, together with copy of letter from Mrs. D. W. Geiger, concerning a study of the Kingston Waterfront.

(334) From The Hon. C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's resolution (R.76(2)71) regarding the Provincial-Municipal Incentive Programme for 1971, and of the Finance Committee's resolution (#32:71-440) requesting the Provincial Government to record their property in the Kingston Harbour with the Assessment and the Registry Offices.

(335) From the Nesbitt Family thanking the members of Council for their expression of sympathy.

(336) From The Hon. Charles MacNaughton, Minister of Transportation and Communications, notifying of the authorization of the payment of $151,650.00 to the City of Kingston, being second advance payment of subsidy for 1971 and is the difference between 60% of normal subsidy allocation and the first advance payment made in May.

(337) From The Ontario Municipal Association enclosing copy of material to be considered as the 73rd Annual Convention, Toronto, August 22 to 25, 1971, including pre-convention program outline; the amalgamation brief; and various other reports.

(338) From The Hon. Dalton Bales, Minister of Municipal Affairs, acknowledging receipt of Council's resolution (R.76(2)71) pertaining to the Employment Incentive Program and assuring that the suggestions will be given careful consideration when new programs are being planned.

To be Referred to the Fire, Legislation and Housing Committee:

(339) From the City of Windsor, requesting that their following resolution be endorsed:

> *"WHEREAS many perishable foods such as butter, milk, cheese, eggs, etc. sold in retail stores are code dated with various sets of numbers or letters to indicate the date of manufacture or any expiry of freshness date;*
>
> *AND WHEREAS such coding is extremely frustrating and confusing to the consumer:*
>
> *BE IT RESOLVED that the Department of Consumer Affairs be urged to give consideration to a system of conspicuous and clearly understood dating of perishable foods, excluding fresh fruits and vegetables, to be required by all manufacturers and retailers of such foods."*

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee: (cont'd)

(340) From the City of Oshawa requesting that their following resolution be endorsed:

> *"Whereas the Minister of Municipal Affairs indicated at the outset of planning for regional governments that 'the only acceptable principle today is representation by population' which he stated had been 'honoured in theory and violated in practice by all levels of government';*
>
> *And Whereas one of the most basic tenets of a democratic society is this principle of representation by population - one man, one vote;*
>
> *And Whereas in the representational regional governments enacted to date, this principle has simply not been provided for as tolerances of up to 45% are not uncommon;*
>
> *Be It Resolved that the Government of the Province of Ontario be petitioned to provide that the principle of representation by population receive concrete expression in the representational composition of all representational governments set up under Provincial authority."*

To be Referred to the Parks, Recreation and Property Committee:

(341) From The Association of Women Electors of Kingston Area stating:

> *"The Association of Women Electors of Kingston Area sent a letter to Council suggesting an alternate location for the City Park barbecue pits. This letter was referred by Council to Parks Recreation and Property Committee before the June 8th meeting of that Committee.*
>
> *Our letter was dealt with as item 152/71 in the minutes of the committee, some 15 items* after *the decision concerning the location of the pits was made (item 137/71). This was done after expressions of interest in citizen group suggestions and presentations were stated by both the administrator and the committee chairman in item 136/71.*
>
> *It is to be hoped that this arrangement of the agenda, putting our suggestion before the committee after it had made its decision, was an error rather than a deliberate attempt to disregard the suggestions of a citizen group.*
>
> *I draw this matter to your attention at this time in view of your expressed wish for more citizen interest and participation in municipal government, and the fact that Council has authorized the expenditure of some $500 to foster such interest. If other citizens are to become interested, it will surely help if there is an apparent interest shown by Council in the suggestions already received.*
>
> *Our Association trusts that you will draw this matter to the attention of Council, and we trust that no group will have occasion to write such a letter as this again. We have no desire that the matter of the barbecue pits itself be reopened."*

To be Referred to the Public Works Committee and the Finance and Accounts Committee:

(342) From the Department of Transportation and Communications, copy of *"The Highway Improvement Amendment Act, 1971"* which, among other things, changes the name of *The Highway Improvement Act* to *"The Public Transportation and Highway Improvement Act"* and adds a new Part XII-B "Public Transportation" which permits the Minister to provide

COMMUNICATIONS (cont'd)

To be Referred to the Public Works Committee and the Finance and Accounts Committee: (cont'd)

(342) (cont'd)

financial assistance to municipalities operating public transportation services, as defined in the act, out of monies allocated to the municipalities for road improvements and at the same rate as expenditures chargeable to road improvements *(i.e. 50%)*.

Which has been Referred to the Parks, Recreation and Property Committee and to the Finance and Accounts Committee:

(343) From The Association of Women Electors of Kingston Area stating:

> *"The Association of Women Electors of Kingston Area requests that the proposed lease of the former C.P.R. station building in Confederation Park to the Chamber of Commerce be amended to be non-renewable, and that at the end of the year the building be used for public park purposes rather than for a private organization.*
>
> *The possible recreational uses for the old station in the park are many. We wish to support the concept presented by the LeMoines Point to Kingston Mills Committee that the station be used as a canteen or restaurant, and public washrooms. A snack or drink either on a hot summer day or after skating in the winter would be a most welcome facility for tourist or Kingstonian alike. The canteen could also be operated if the remaining part of the building is used for meetings, whether it be for senior citizens or for other recreation groups.*
>
> *This request is not a criticism of the programme provided by the Chamber of Commerce. However, the use of public park buildings for the purposes of any private non-recreational organization cannot be supported. The building was bought with public funds as part of a park, and if the Chamber is to rent out the upper floor for trade groups and arts and crafts groups, as suggested 173/71 of Parks Minutes, these groups may be put in the position of renting space which the citizens already own, at a rate which will not be controlled by their elected representatives.*
>
> *We trust that Council will arrange to have this park building used for public purposes in the near future.*
>
> *Please bring this letter to the attention of Parks, Recreation and Property Committee; Finance Committee; and Council."*

To be Referred to the Finance and Accounts Committee:

(344) From The Ontario Municipal Board, regarding an application by The Department of Municipal Affairs for a variation of the equalized assessments and equalization factors of the Municipalities of Hichinbrooke and Kennebec, in the County of Frontenac, and stating that if no objections are filed the said application will be considered by the Board at its Chambers, 123 Edward Street (6th Floor), Toronto, on Friday, September 3, 1971, at 10:00 a.m.

(345) From the County of Grey requesting that their following resolution be endorsed:

> *"WHEREAS it is essential or deemed most advisable to protect and retain manufactured or hand-made articles of Pioneer Days.*
>
> *AND WHEREAS the collection of artifacts is also most important, as their retention and preservation is of the utmost importance and value for the present and future generations of our Country.*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee: (cont'd)

(345) (cont'd)

AND WHEREAS the operation and administration of Museums also place further financial burden upon Municipalities, despite the admission that may be charged as a revenue against the operation expenses.

AND WHEREAS some Museums are subsidized or financed by Governments without uniformity considered.

AND WHEREAS all County Museums are eligible for a maximum of $1,000. grant annually to be particularly applied against the Curator's salary.

AND WHEREAS visitors to Museums are inclined to be intellectuals, who indicate great interest in the history and the antiques, but who are by no means more able to pay than anyone else, beyond the standard admission charged.

AND WHEREAS many if not all Museums are classed as charitable, whereby donations are classed as tax exempt.

AND WHEREAS attendance has greatly increased by tours of school students for educational purposes with little or no charge to them.

THEREFORE THE COUNCIL OF THE COUNTY OF GREY REQUESTS AS FOLLOWS:

That the Province of Ontario, in co-operation with the Federal Government, pay a grant of 25% of the operation and administration costs of Museums, where a qualified curator is engaged and the Museum is kept open to the Public for at least nine months of the year."

(346) From the City of Oshawa requesting that their following resolution be endorsed:

"Whereas the trend of future growth in Ontario is everywhere anticipated to be marked by continuing rapid urbanization;

And Whereas, the pressures of this urbanizing process will continue to cause cities to be confronted with more and greater peculiarly urban problems which can only be solved by a united co-operative effort on the part of urban municipalities in conjunction with the senior levels of government;

And Whereas, there now exists a number of associations which adequately reflect the views of predominently rural municipalities;

And Whereas at the present time no similar suitable organizational vehicles exist from which the cities in Ontario might speak with a united voice on these urban problems, as well as on all matters of common interest to urban municipalities;

Be It Resolved that the Ontario Municipal Association be petitioned to organize an Urban Section of the O.M.A. in which membership will be open to all cities, boroughs and other similar urban municipalities in the Province of Ontario."

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee: (cont'd)

(347) From the City of Oshawa requesting that their following resolution be endorsed:

> *"Whereas pollution at the outfalls of storm sewer systems can be detected by a relatively simple and inexpensive survey as is carried out by the Ontario Water Resources Commission;*
>
> *And Whereas the location of all the sources of such pollution requires extensive and costly investigation;*
>
> *And Whereas in most cases discharges to these storm sewer systems met the standards required by the provincial and federal governments at the time of their installation and these governments have since changed their standards;*
>
> *Therefore Be It Resolved that the Province of Ontario and the Government of Canada be requested to provide subsidies for storm sewer pollution abatement programs undertaken by municipalities including the cost of detection and investigation of the sources of pollution."*

To be Filed:

(348) From Queen's University advising that the University, having completed the purchase of the closed portion of Lower Alfred Street from the City, will close it to traffic effective September 1, 1971 in order to commence construction of the Arts/Social Science Complex.

To be Referred to the Planning Board:

(349) From Mr. John B. Sampson notifying that the plans for a condominium project at Division and Kirkpatrick Streets have been revised to be a type of Company project and with different plans and requesting that the property at the corner of Kirkpatrick and Division Streets be rezoned to R3 to permit the construction of the revised 122 unit apartment.

PETITIONS

(1) Presented by Ald. Blaney, having 23 signatures, stating:

> *"We, the undersigned residents of Joseph Street and vicinity, hereby request the City Council of Kingston to pass a By-Law regulating the hours of operation of Sofspra Carwash located adjacent to 51 Joseph Street. Its present unsupervised 24 hour, 7 day a week operation results in noise at all hours of the night creating a nuisance."*

(Has Been Referred to Fire, Legislation and Housing Committee)

(2) Presented by Ald. Matthews, having 19 signatures, stating:

> *"We the undersigned residents of Weller Avenue do hereby petition the Corporation of the City of Kingston to request the owner of the abandoned quarry, to fence off this quarry which is located in this area as a safety measure for young children living in this area."*

(Has Been Referred to Fire, Legislation and Housing Committee)

REPORTS

REPORT NO. 80

To the Mayor and Members of Council Kingston, August 10, 1971

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:
    - (a) that parking be prohibited on the north side of Union Street between Alfred and Frontenac Streets;
    - (b) that parking be prohibited on the west side of Alfred Street between Union and Earl Streets;
    - (c) that a bus stop be established on the north side of Brock Street opposite Sydenham Street; and
    - (d) that parking be prohibited on both sides of Kennedy Street between Gardiner and Union Streets

2. That, as requested by the Kingston Jaycees, Patrick Street be closed from 6:00 a.m. to 4:00 p.m. on Monday, September 6, 1971, to permit them to hold their "Soap Box Derby" on the Patrick Street hill.

3. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to provide that notwithstanding the provisions of this by-law the owner of 85 Seaforth Road be permitted to pave the driveway to a width of 18 feet at the street line decreasing in width at a uniform rate to 14 feet at the curb, being a maximum of four feet wider than the width permitted, since the lot is large and irregular in shape, increasing in width as the distance from the street line increases.

4. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to provide that notwithstanding the provisions of this by-law the owner of 93 Seaforth Road be permitted to pave the driveway to a width of 22 feet, being 2.8 feet wider than the width permitted, since the concrete curbs are 22 feet apart, and since such a width is in keeping with the size of the lot and the double garage.

Respectfully submitted,

(CHAIRMAN)

[illegible]

To the Mayor and Members of Council: [illegible], August 10, [illegible]

The Traffic and [illegible] Committee, [illegible]

1. That a By-law be prepared [illegible] (Traffic By-law) [illegible]:

   (a) That parking be [illegible] of [illegible] street, between [illegible]

   (b) That [illegible] street, between [illegible]

   (c) That a [illegible] street, [illegible]

   (d) That parking be [illegible] street between [illegible]

2. That [illegible] be closed from [illegible] a.m. to [illegible] 6, 1971, [illegible] the [illegible]

3. That a [illegible] 10, 71-[illegible] [illegible] of [illegible] a width of [illegible] at a uniform [illegible] of four feet [illegible] 12 [illegible]

4. That a [illegible] 10, 71-[illegible] standing [illegible] Seaforth [illegible] of 33 feet [illegible] since [illegible] a width [illegible] double [illegible].

Public Works Report No. 81

August 9, 1971

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the following accounts be paid -

L.M.Welter Ltd - equipment rental - $812.00
Keeler Sales and Service - equipment repairs - $541.52
W.R.McRae Co Ltd - miscellaneous stores supplies - $860.68

2. That the following services constructed by Belcon Construction of Kingston Limited under Subdivision Agreement be accepted for future maintenance subject to provision of guaranteed maintenance bond satisfactory to the City Solicitor and payment of oustanding accounts -

Storm, sanitary sewers and pavement with curb and gutter on Green Drive and Bayswater Place

Sewage Pumping Station

Respectfully submitted,

CHAIRMAN

The following clause may be presented -

3. That the Canadian National Railways be permitted to connect an access road from the St. Remy Farm with the west end of Dalton St as shown on their Dwg 6-737 dated April 22, 1971 which would allow the farm crossing over the four tracks to be closed off, the Traffic and Streets Committee and the Industrial Commission having concurred with this request.

Parks, Recreation and Property Report No.82

August 11, 1971.

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the following accounts be paid -

Thos Murray Electrical Constractor - miscellaneous installations and repairs - $773.40
Hertz Truck Rental Kingston - rental of trucks - $560.54
Palmer's Plumbing Supply Ltd - plumbing supplies for golf Course irrigation system - $1909.09

Respectfully submitted,

CHAIRMAN

REPORT NO. 83

TO THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, August 12, 1971.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been made by Freebro Leaseholds Ltd. to amend the Official Plan from Industrial to Commercial and to amend Zoning By-Law 3078 from M-2 Industrial to C-2 Commercial on a 3.144 acre site being the westerly 290 ft. of Princess Street frontage of the Aluminum Company of Canada Ltd. property to allow a four storey office building; and,

WHEREAS in the opinion of Planning Board the office building is an appropriate development for the location; and,

WHEREAS a Public Meeting has been held;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant which, in addition to the City's standard requirements in respect to municipal services, will provide for fire hydrants and water supply to the Standard of Municipal Fire Protection of the Canadian Underwriters Association, and suitable access for emergency fire vehicles.

(2) That the site plan prepared by Ala-Kantti, Liff, Stefaniszyn, Architects, Ottawa, Job No. 7104, Drawing Nos. 2, 3 and 4, Scale 1" = 30 ft. and dated August 12th 1971 be attached to the amending zoning by-law; and,

BE IT FURTHER RESOLVED that after the above mentioned conditions have been met, the Official Plan be amended from Industrial to Commercial and that Zoning By-Law 3078 be amended from M-2 Industrial to C-2 Commercial, on a 3.144 acre parcel of land being the westerly 290 ft. of the Princess Street frontage of the property of the Aluminum Co. of Canada Ltd. as shown on a plan of survey by James A. Minnes, O.L.S. dated May 3, 1971.

NOTE: Planning Board Vote - 4:3. (9 members on Planning Board).

Section 10 (2) of the Planning Act states that no plan shall be recommended for adoption unless it is approved by a vote of the majority of all the members of the planning board.

Section 14(2) of the Planning Act states before approving an amendment or repeal initiated by a Council, the Minister may require that a report of the planning board be obtained in respect of the proposal and if the Planning Board does not concur in the proposal the Minister shall not approve the amendment or repeal unless it has been adopted by a vote of two-thirds of all the members of the Council.

2. WHEREAS application has been made by Mr. Peter Music to amend Zoning By-Law No. 3078 on a 1.0 acre site at the east end of Elliot Avenue, north side, to allow a residence in an

M-6 Industrial Zone as an exception to the regulations; and,

WHEREAS the proposed development is in conformity with the official plan approved and in force and with Official Plan Amendment No. 59 now before the Minister; and,

WHEREAS in the opinion of the Planning Board, because of the uniqueness of the business operated by Mr. Music, it is desirable that he be able to live on the premises;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant which, in addition to the City's standard requirements in respect to municipal services shall provide for a connection to the Rideau Heights Trunk sewer in a manner satisfactory to the City.

(2) That an agreement be entered into between the City and the applicant, providing for approval by the City of a site plan for the property showing building elevations and placement, parking and circulation arrangements, and landscaping, prior to the owner of the land applying for a building permit.

- Or alternatively -

A site plan approved by the City shall be attached to the amending Zoning By-law; and,

BE IT FURTHER RESOLVED that it be recommended to Council that after the above conditions have been met, By-Law No. 3078 be amended to allow a single family residence to be constructed, as an exception to the Regulations of the M-6 Industrial zone, on a 1.0 acre site more-or-less at the easterly end of Elliot Avenue as shown on a plan by Humphries and Burgham, O.L.S. dated September 29, 1960, being part of Lot 8, Con. West of the Great Cataraqui River.

3. That By-Law No. __________, "A By-Law to Anend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception - M-6 Industrial Zone to Allow a Residence in M-6 Industrial Zone - East End Elliot Avenue)" is in conformity with the Official Plan approved and in force in the City of Kingston and with the proposed Amendment No. 59 approved at the Council Meeting November 23rd 1970 but not yet approved by the Minister.

4. That the Federal Government, Department of Transport, be contacted immediately and requested to issue no Quit Claim for the Wilghent Property located between Queen Street, Barrack Street and Ontario Street, without consultation with the City.

Respectfully submitted,

REPORT NO. 84

Kingston, Ontario,
August 12, 1971.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, as recommended by Andrew J. Connidis, Architect, the tender of Emmons and Mitchell Construction Limited, for construction of a new Training Tower at the Railway Street Fire Station, in the amount of $14,300.00, being the lowest of four tenders received (taking into consideration a reduction of $1,000.00 if the requirements of the Winter Works Clause are omitted), be accepted.

   NOTE: The 1971 Fire Department Budget includes an appropriation of $17,000.00 for the new Training Tower.

2. That the account of Andrew J. Connidis, Architect, for design services for the new Training Tower at the Railway Street Fire Station, in the amount of $1,378.89, as a charge against the Fire Department budget appropriation "Training Tower" be approved for payment.

3. That, as recommended by the Traffic and Streets Committee, a by-law be presented to Council to amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures," to provide that building permits not be issued until a plot plan is submitted showing details of the driveway and parking areas for all residential, commercial and industrial properties.

4. That By-Law No. 7075, a by-law to amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures," (Public Buildings Regulations: One Entrance to Accommodate Handicapped Persons) be amended on third reading to include a definition of "public buildings" as follows:

   "all publicly owned buildings in the City of Kingston, save and except private dwellings, filtration plant, garages, warehouses, pump houses, sewage plant, and any other buildings or outbuildings which, as ascertained by the Chief Building Inspector, are not normally used or visited by the general public."

5. That no action be taken on the request of Mrs. Bertha Walker, 36 Pine Street, Kingston, that By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats," be amended to correspond to the provisions of By-Law No. 713 of the Town of Boucherville, Quebec, for the following reasons:

   1) No complaints have been received concerning kennels for reproduction being less than 500 feet from any habitation except the owner's;

5. (cont'd)

2) the provisions for barking and howling, dogs running at large, and damage caused by dogs are adequately covered in the City's by-law; and

3) it would not be fair to the owners of dogs which are trained and fully under control to prohibit their presence in parks and playgrounds.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 85

To the Mayor and Members of Council   Kingston, August 11, 1971

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the City of Cornwall be ENDORSED:

> *"WHEREAS the Municipal Act, Section 478, and the Surveys Act, Section 56, provides that, under the circumstances therein set out, a municipality, after it has closed a road, may be required to convey the lands to the adjoining owners without compensation;*
>
> *AND WHEREAS, in many cases, the land in question has increased in value by reason of the local improvements installed by the municipality in the area;*
>
> *AND WHEREAS it is inherently unfair that the municipality should be required to convey such land without compensation to the adjoining owners, which thereby enables the said owners to immediately resell the lands for a substantial profit.*
>
> *BE, THEREFORE, RESOLVED that the Ontario Legislature be requested to amend the Municipal Act and the Surveys Act to require that a municipality may, after it has closed a road, if it desires to dispose of such land, be permitted to charge a fair price for such lands."*

2. That the Association of Ontario Mayors and Reeves be notified that the Corporation of the City of Kingston has no objection to the retention, by the Association, in a special fund of the sum of $7,506.28, the balance on hand of moneys collected from municipalities throughout Ontario in 1970 to finance the opposition to Bell Canada's application for rate increases.

3. That the following resolution of the City of Kitchener be ENDORSED:

> *"WHEREAS it is evident that problems of water supply, water use and water quality cannot be dealt with as individual matters, but must rather be considered as totally inter-related;*
>
> *AND WHEREAS the Province of Ontario has recognized this fact in undertaking at the request of area municipalities, a complete and comprehensive study of all matters relating to water management in the Grand River Basin;*
>
> *AND WHEREAS at the urging of the area municipalities, the Province of Ontario has recently announced amendments to its grant program whereby the construction of water control dams on the Grand Giver will be eligible for the minimal acceptable assistance from Provincial funds;*
>
> *AND WHEREAS water pollution control plants are recognized by the Province as being a part of the whole problem of water management and therefore should logically be eligible for Provincial subsidy to the minimally acceptable level of 75%;*
>
> *AND WHEREAS municipalities in the Grand River Basin have recently been advised that in addition to secondary sewage treatment, they will be required to provide as well for phosphorus removal in all sewage by December 31, 1973.*

3. (cont'd)

THEREFORE BE IT RESOLVED that the Province of Ontario be asked to amend its grant regulations so as to provide a 75% subsidy on all costs involved in all matters of water management, including water supply, water control and water quality."

4. That, as recommended by the Parks, Recreation and Property Committee, the *Report on Projected Use of Building at 440 King Street West as a Community Activities Centre*, dated July 16, 1971, prepared by the Parks, Recreation & Property Department be ADOPTED.

5. That:

(A) provisions be made in the 1972 Budget of the Finance Committee of the sum of $2,818. in order to provide the balance of funds required now to purchase road widening at the north-west corner of Princess and Victoria Streets

- and -

(B) a by-law be presented to Council to authorize the purchase of approximately 550 square feet of land on the north-west corner of Princess and Victoria Streets (being Part of Lot 3, Plan A-8) from Texaco Canada Limited for a "Daylight Triangle" of the street for the sum of $3,339.00.

6. Whereas in order to qualify for full subsidies from the Department of Transportation and Communications on land purchases for the widening of the Traffic Circle, appraisal reports for each purchase will be required instead of letters of opinion;

That clause 20, Report No. 73, as amended by clause 4 of Report No. 79, be further amended in part so that sub-section (b) will read:

"(b) Mr. W. E. Webster, M.A.I.,A.A.C.I., be retained to provide appraisals of the market value of the 13 properties, or parts thereof, that are required for the work."

7. That, as recommended by the Public Works Committee, by-laws be presented to Council to authorize the construction of the following works under the provisions of Section12 of *The Local Improvement Act:*

(A) Sidewalk Reconstruction:

(i) Wellington Street - E/S - Queen southerly 87.85'

Owner's Share:	$ 468.17
City Share:	1,031.75
Est. D.T.C. Subsidy:	50.79
Total Cost:	$1,550.71
Net Debenture Amount:	$1,499.92

(ii) Montreal Street - E/S - Water St. southerly 564.47'

Owner's Share:	$3,334.56
City Share:	3,122.88
Est. D.T.C. Subsidy:	211.68
Total Cost:	$6,669.12
Net Debenture Amount:	$6,457.44

7. (cont'd)

(B) Street Lighting:

Hatter Street from Yonge Street to Yonge Street
(with Concrete Poles and Underground Wiring)

Owner's Share:	$3,710.00	
City Share:	1,650.00	(by P.U.C.)
Total Cost:	$5,360.00	

Net Amount to be Debentured: $3,710.00

8. That the following budget appropriation amendment be approved for the Parks Department, as follows, to cover the 7.5% increase in wages granted to outside employees; it being understood that funds for certain other appropriations in the Parks Department and the Traffic and Streets Committee will receive a 7.5% wage adjustment when funds are available from "Contingencies".

	Increase	Decrease
Parks General	$11,484.	-
Lake Ontario Park	2,475.	-
Finance - Contingencies	-	$13,959.
	$13,959.	$13.959.

Respectfully submitted,

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 13 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 6 to 13 their second reading.

Ald. Webb, Chairman, or, if he declines, Ald. Brightman, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 9 to 13 their third reading.

(e) That By-Laws 9 to 19 be given their third reading.

(1) A By-Law to Authorize the Execution of an Agreement with Freebro Leaseholds Limited (Development of 3.144 Acres on North Side of Princess Street in front of Alcan Canada Products Property)

(FIRST READING) (PROPOSED NO. 7103)
Clause 1, Report No. 83

(2) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 62: Freebro Leaseholds Limited 3.144 Acre Site on North Side of Princess Street from "Industrial" to "Commercial")

(FIRST READING) (PROPOSED NO. 7104)
Clause 1, Report No. 83

(3) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Rezone 3.144 Acres on North Side Princess Street Adjacent to Alcan from "M2" (Limited Heavy Industrial) to "C2" (General Commercial))

(FIRST READING) (PROPOSED NO. 7105)
Clause 1, Report No. 83

(4) A By-Law to Authorize the Execution of an Agreement with Peter Music (Development of 1.0 Acre at East End of Elliot Avenue)

(FIRST READING) (PROPOSED NO. 7106)
Clause 2, Report No. 83

(5) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception - M-6 Industrial Zone to Allow a Residence in M-6 Industrial Zone - East End of Elliot Avenue)

(FIRST READING) (PROPOSED NO. 7107)
Clause 2, Report No. 83

(6) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Permit Requirement: Plot Plan Showing Driveways and Parking Areas)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7108)
Clause 3, Report No. 84

(7) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 12 of *The Local Improvement Act*

(FIRST AND SECOND READINGS) (PROPOSED NO. 7109)
Clause 7(A), Report No. 85

BY-LAWS (cont'd)

(8) A By-Law to Authorize the Installation of Street Lighting with Concrete Poles and Underground Wiring on Hatter Street Under the Provisions of Section 12 of *The Local Improvement Act*

(FIRST AND SECOND READINGS) (PROPOSED NO. 7110)
Clause 7(B), Report No. 85

(9) A By-Law to Authorize the Execution of an Agreement with Jose A. Medeiros and Maria J. Medeiros (Sewer Connection: 42 North Bartlett Street)

(THREE READINGS) (PROPOSED NO. 7111)
By-Law No. 14

(10) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 1, Report No. 80)

(THREE READINGS) (PROPOSED NO. 7112)
Clause 1, Report No. 80

(11) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Paving of Entrances: 85 Seaforth Road and 93 Seaforth Road)

(THREE READINGS) (PROPOSED NO. 7113)
Clauses 3 and 4, Report No. 80

(12) A By-Law to Authorize the Execution of an Agreement with Emmons and Mitchell Construction Limited (Construction of Training Tower at Railway Street Fire Station)

(THREE READINGS) (PROPOSED NO. 7114)
Clause 1, Report No. 84

(13) A By-Law to Authorize the Purchase of Land for the Widening of the North-West Corner of the Intersection of Princess Street and Victoria Street from Texaco Canada Limited

(THREE READINGS) (PROPOSED NO. 7115)
Clause 5, Report No. 85

(14) A By-Law to Authorize the Execution of an Agreement with Shell Canada Limited (Surface Water Drainage - Concession and Alfred Streets)

(THIRD READING) (PROPOSED NO. 7015)
Clause 2, Report No. 49

(15) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Surface Water Drainage - North-West Corner Concession and Alfred Streets)

(THIRD READING) (PROPOSED NO. 7016)
Clause 2, Report No. 49

(16) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Public Building Regulations: One Entrance to Accommodate Handicapped Persons)

(THIRD READING) (PROPOSED NO. 7075)
Clause 4, Report No. 72
and
as amended by Clause 4, Report No. 84

(17) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Bus Shelter Locations)

(THIRD READING) (PROPOSED NO. 7084)
Clause 2, Report No. 74

BY-LAWS (cont'd)

(18) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston (Bus Shelters)

(THIRD READING) (PROPOSED NO. 7085)
Clause 2, Report No. 74

(19) A By-Law to Authorize the Execution of an Agreement with Peter J. Radley, Trustee (Right-of-Way Across McKee Memorial Parking Lot)

(THIRD READING) (PROPOSED NO. 7087)
Clause 11, Report No. 79

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 16

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, August 16, 1971, at 8:00 p.m., His Worship Mayor Swain presiding.

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (14).

TABLING OF DOCUMENTS

(82) From the Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to June 30, 1971.

(Note: Copies of statement distributed to each member of Council)

(83) 100th Vital Statistics Report compiled by the Officer of the Registrar General of Ontario for the year 1969.

(84) Copy of Minutes of Special Meeting of the Frontenac County International Bridge Committee held July 29, 1971, at which the future of the International Bridge proposal and the new ferry crossing to Wolfe Island were discussed.

Two resolutions were passed.

1st) Submitting letter from the Minister of Finance (Canada) to the Ontario Government indicating that the Provincial Government is in a position to pass the necessary legislation for the Kingston-Cape Vincent Bridge and that the Federal Government is also prepared to pass necessary legislation and requesting reasons for the delay in passing the legislation.

2nd) I) Stating the concern of the Committee about the effect of the new ferry service to Wolfe Island:

a) on the building of the proposed International Bridge;

b) on the inconvenience to the walking traffic between Kingston and Wolfe Island;

c) on the additional expense to the walking traffic involved in travelling from the Rogers Side Road to and from Kingston and other area; and

d) for the merchants who have established business far from the new docking site of the ferry.

II) Recommending, if the new ferry is proceeded with, the retention of the ferry, *The Wolfe Islander*, for operation between Kingston and Marysville.

III) Recommending that a Provincial Bridge be constructed from the mainland to Howe Island to Wolfe Island to eliminate confusion of the international bridge financing which would be international only from Cape Vincent to Wolfe Island.

IV) Requesting to be advised of any future proceedings regarding the transportation of these areas of concern.

MINUTES

Moved by Ald. Brightman,
Seconded by Ald. Cook,

That the minutes of City Council Meeting No. 15, held July 26, 1971, be adopted as printed.

(See following motions of Amendment)

MINUTES (cont'd)

Moved by Ald. Timmins,
Seconded by Ald. Matthews,

That the motion of Ald. Brightman and Ald. Cook be amended to read as follows:

That the minutes of City Council Meeting No. 15, held July 26, 1971, be amended:

A) by deleting the 13th paragraph on Page 366, under Unfinished Business, and substituting therefor the following:

"Ald. Timmins said that some meetings regarding garbage are closed and others are open. He said that reclamation had received more publicity than pulverization *because of the public meeting that was held for reclamation only*. Ald. Speal said that the news media were present at all meetings *since he had become Chairman*."

- and -

B) by deleting the following statements from Page 353, "(Ald. Cook abstained from voting)" and substituting therefor the statements "(Ald. Cook abstained from voting because he was personally named in the motion)."

- and -

That the minutes of City Council Meeting No. 15, held July 26, 1971, as amended, be adopted.

CARRIED

The motion as amended was then considered.

Moved by Ald. Brightman,
Seconded by Ald. Cook,

That the minutes of City Council Meeting No. 15, held July 26, 1971, be amended:

A) by deleting the 13th paragraph on Page 366, under Unfinished Business, and substituting therefor the following:

"Ald. Timmins said that some meetings regarding garbage are closed and others are open. He said that reclamation had received more publicity than pulverization *because of the public meeting that was held for reclamation only*. Ald. Speal said that the news media were present at all meetings *since he had become Chairman*."

- and -

B) by deleting the following statements from Page 353, "(Ald. Cook abstained from voting)" and substituting therefor the statements "(Ald. Cook abstained from voting because he was personally named in the motion)."

- and -

That the minutes of City Council Meeting No. 15, held July 26, 1971, as amended, be adopted.

CARRIED, AS AMENDED

COMMUNICATIONS

To be Filed:

(332) From The Hon. Dalton Bales, Minister of Municipal Affairs, acknowledging receipt of Council's resolution (R.64(4)71) respecting the repeal of paragraph 129 of section 379(1) of The Municipal Act, which would remove the authority for a municipality to limit the number of public garages and automobile service stations and stating:

> "... *I appreciate having the views of your Council on this matter and would assure you that I have no present intention of recommending proclamation of the repealing provision in the near future. As was indicated by my predecessor, the Hon. Darcy McKeough, there never was any thought of having the repeal proclaimed until all municipalities have been afforded an adequate opportunity to review their land use control by-laws as they relate to service stations, and as well an opportunity to make representation respecting the merits of retaining the provision indefinitely.*"

(333) From Mr. C. J. Keller, Executive Assistant to the Minister of Finance, acknowledging receipt of copy of letter to the Department of Transport from the Finance Committee requesting the Federal Government to record their property in the Kingston Harbour with the Assessment and the Registry Offices, together with copy of letter from Mrs. D. W. Geiger concerning a study of the Kingston Waterfront.

(334) From The Hon. C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's resolution (R.76(2)71) regarding the Provincial-Municipal Incentive Programme for 1971, and of the Finance Committee's resolution (#32:71-440) requesting the Provincial Government to record their property in the Kingston Harbour with the Assessment and the Registry Offices.

(335) From the Nesbitt Family thanking the members of Council for their expression of sympathy.

(336) From The Hon. Charles MacNaughton, Minister of Transportation and Communications, notifying of the authorization of the payment of $151,650.00 to the City of Kingston, being second advance payment of subsidy for 1971 and is the difference between 60% of normal subsidy allocation and the first advance payment made in May.

(337) From The Ontario Municipal Association enclosing copy of material to be considered as the 73rd Annual Convention, Toronto, August 22 to 25, 1971, including pre-convention program outline; the amalgamation brief; and various other reports.

(338) From The Hon. Dalton Bales, Minister of Municipal Affairs, acknowledging receipt of Council's resolution (R.76(2)71) pertaining to the Employment Incentive Program and assuring that the suggestions will be given careful consideration when new programs are being planned.

To be Referred to the Fire, Legislation and Housing Committee:

(339) From the City of Windsor, requesting that their following resolution be endorsed:

> "*WHEREAS many perishable foods such as butter, milk, cheese, eggs, etc. sold in retail stores are code dated with various sets of numbers or letters to indicate the date of manufacture or any expiry of freshness date;*
>
> *AND WHEREAS such coding is extremely frustrating and confusing to the consumer:*
>
> *BE IT RESOLVED that the Department of Consumer Affairs be urged to give consideration to a system of conspicuous and clearly understood dating of perishable foods, excluding fresh fruits and vegetables, to be required by all manufacturers and retailers of such foods.*"

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee: (cont'd)

(340) From the City of Oshawa requesting that their following resolution be endorsed:

> *"Whereas the Minister of Municipal Affairs indicated at the outset of planning for regional governments that 'the only acceptable principle today is representation by population' which he stated had been 'honoured in theory and violated in practice by all levels of government';*
>
> *And Whereas one of the most basic tenets of a democratic society is this principle of representation by population - one man, one vote;*
>
> *And Whereas in the representational regional governments enacted to date, this principle has simply not been provided for as tolerances of up to 45% are not uncommon;*
>
> *Be It Resolved that the Government of the Province of Ontario be petitioned to provide that the principle of representation by population receive concrete expression in the representational composition of all representational governments set up under Provincial authority."*

To be Referred to the Parks, Recreation and Property Committee:

(341) From The Association of Women Electors of Kingston Area stating:

> *"The Association of Women Electors of Kingston Area sent a letter to Council suggesting an alternate location for the City Park barbecue pits. This letter was referred by Council to Parks Recreation and Property Committee before the June 8th meeting of that Committee.*
>
> *Our letter was dealt with as item 152/71 in the minutes of the committee, some 15 items after the decision concerning the location of the pits was made (item 137/71). This was done after expressions of interest in citizen group suggestions and presentations were stated by both the administrator and the committee chairman in item 136/71.*
>
> *It is to be hoped that this arrangement of the agenda, putting our suggestion before the committee after it had made its decision, was an error rather than a deliberate attempt to disregard the suggestions of a citizen group.*
>
> *I draw this matter to your attention at this time in view of your expressed wish for more citizen interest and participation in municipal government, and the fact that Council has authorized the expenditure of some $500 to foster such interest. If other citizens are to become interested, it will surely help if there is an apparent interest shown by Council in the suggestions already received.*
>
> *Our Association trusts that you will draw this matter to the attention of Council, and we trust that no group will have occasion to write such a letter as this again. We have no desire that the matter of the barbecue pits itself be reopened."*

To be Referred to the Public Works Committee and the Finance and Accounts Committee:

(342) From the Department of Transportation and Communications, copy of *"The Highway Improvement Amendment Act, 1971"* which, among other things, changes the name of *The Highway Improvement Act* to *"The Public Transportation and Highway Improvement Act"* and adds a new Part XII-B "Public Transportation" which permits the Minister to provide financial assistance to municipalities operating public transportation services,

COMMUNICATIONS (cont'd)

To be Referred to the Public Works Committee and the Finance and Accounts Committee: (cont'd)

(342) (cont'd)

as defined in the act, out of monies allocated to the municipalities for road improvements and at the same time as expenditures chargeable to road improvements *(i.e. 50%)*.

Which has been Referred to the Parks, Recreation and Property Committee and to the Finance and Accounts Committee:

(343) From The Association of Women Electors of Kingston Area stating:

> *"The Association of Women Electors of Kingston Area requests that the proposed lease of the former C.P.R. station building in Confederation Park to the Chamber of Commerce be amended to be non-renewable, and that at the end of the year the building be used for public park purposes rather than for a private organization.*
>
> *The possible recreational uses for the old station in the park are many. We wish to support the concept presented by the LeMoines Point to Kingston Mills Committee that the station be used as a canteen or restaurant, and public washrooms. A snack or drink either on a hot summer day or after skating in the winter would be a most welcome facility for tourist or Kingstonian alike. The canteen could also be operated if the remaining part of the building is used for meetings, whether it be for senior citizens or for other recreation groups.*
>
> *This request is not a criticism of the programme provided by the Chamber of Commerce. However, the use of public park buildings for the purposes of any private non-recreational organization cannot be supported. The building was bought with public funds as part of a park, and if the Chamber is to rent out the upper floor for trade groups and arts and crafts groups, as suggested 173/71 of Parks Minutes, these groups may be put in the position of renting space which the citizens already own, at a rate which will not be controlled by their elected representatives.*
>
> *We trust that Council will arrange to have this park building used for public purposes in the near future.*
>
> *Please bring this letter to the attention pf Parks, Recreation and Property Committee; Finance Committee; and Council."*

To be Referred to the Finance and Accounts Committee:

(344) From The Ontario Municipal Board, regarding an application by The Department of Municipal Affairs for a variation of the equalized assessments and equalization factors of the Municipalities of Hichinbrooke and Kennebec, in the County of Frontenac, and stating that if no objections are filed the said application will be considered by the Board at its Chambers, 123 Edward Street (6th Floor), Toronto, on Friday, September 3, 1971, at 10:00 a.m.

(345) From the County of Grey requesting that their following resolution be endorsed:

> *"WHEREAS it is essential or deemed most advisable to protect and retain manufactured or hand-made articles of Pioneer Days.*
>
> *AND WHEREAS the collection of artifacts is also most important, as their retention and preservation is of the*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee: (cont'd)

(345) (cont'd)

utmost importance and value for the present and future generations of our Country.

AND WHEREAS the operation and administration of Museums also place further financial burden upon Municipalities, despite the admission that may be charged as a revenue against the operation expenses.

AND WHEREAS all County Museums are eligible for a maximum of $1,000. grant annually to be particularly applied against the Curator's salary.

AND WHEREAS visitors to Museums are inclined to be intellectuals, who indicate great interest in the history and the antiques, but who are by no means more able to pay than anyone else, beyond the standard admission charged.

AND WHEREAS many if not all Museums are classed as charitable, whereby donations are classed as tax exempt.

AND WHEREAS attendance has greatly increased by tours of school students for educational purposes with little or no charge to them.

THEREFORE THE COUNCIL OF THE COUNTY OF GREY REQUESTS AS FOLLOWS:

That the Province of Ontario, in co-operation with the Federal Government, pay a grant of 25% of the operation and administration costs of Museums, where a qualified Curator is engaged and the Museum is kept open to the Public for at least nine months of the year."

(346) From the City of Oshawa requesting that their following resolution be endorsed:

"Whereas the trend of future growth in Ontario is everywhere anticipated to be marked by continuing rapid urbanization;

And Whereas, the pressures of this urbanizing process will continue to cause cities to be confronted with more and greater peculiarly urban problems which can only be solved by a united co-operative effort on the part of urban municipalities in conjunction with the senior levels of government;

And Whereas, there now exists a number of associations which adequately reflect the views of predominently rural municipalities;

And Whereas at the present time no similar suitable organizational vehicles exist from which the cities in Ontario might speak with a united voice on these urban problems, as well as on all matters of common interest to urban municipalities;

Be It Resolved that the Ontario Municipal Association be petitioned to organize an Urban Section of the O.M.A. in which membership will be open to all cities, boroughs and other similar urban municipalities in the Province of Ontario."

(347) From the City of Oshawa requesting that their following Resolution be endorsed;

"Whereas pollution at the outfalls of storm sewer systems can be detected by a relatively simple and inexpensive survey as is carried out by the Ontario Water Resources Commission;

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee: (cont'd)

(347) (cont'd)

And Whereas the location of all the sources of such pollution requires extensive and costly investigation;

And Whereas in most cases discharges to these storm sewer systems met the standards required by the provincial and federal governments at the time of their installation and these governments have since changed their standards;

Therefore Be It Resolved that the Province of Ontario and the Government of Canada be requested to provide subsidies for storm sewer pollution abatement programs undertaken by municipalities including the cost of detection and investigation of the sources of pollution."

To be Filed:

(348) From Queen's University advising that the University, having completed the purchase of the closed portion of Lower Alfred Street from the City, will close it to traffic effective September 1, 1971 in order to commence construction of the Arts/Social Science Complex.

To be Referred to the Planning Board:

(349) From Mr. John B. Sampson notifying that the plans for a condominium project at Division and Kirkpatrick Streets have been revised to be a type of Company project and with different plans and requesting that the property at the corner of Kirkpatrick and Division Streets be rezoned to R3 to permit the construction of the revised 122 unit apartment.

To be Referred to the Kingston Planning Board:

(350) From Mr. R. A. Little, Trustee, submitting:

a) application for amendment to the Official Plan; and

b) application for a zone change;

to permit the development of a shopping centre on the north-west corner of Bath Road and Queen Mary Road (17.73± acres), together with cheque in amount of $950.00 and plans of the proposal.

To be Referred to the Parks, Recreation and Property Committee:

(351) From Knox Martin Kretch Limited, Consulting Engineers, Planners and Landscape Architects, offering their services to assist the City in developing its potential for tourism and recreation as outlined in the Rideau-Trent-Severn Study.

PETITIONS

(1) Presented by Ald. Blaney, having 23 signatures, stating:

"We, the undersigned residents of Joseph Street and vicinity, hereby request the City Council of Kingston to pass a By-Law regulating the hours of operation of Sofspra Carwash located adjacent to 51 Joseph Street. Its present unsupervised 24 hour, 7 day a week operation results in noise at all hours of the night creating a nuisance."

(Has Been Referred to Fire, Legislation and Housing Committee)

PETITIONS (cont'd)

(2) Presented by Ald. Matthews, having 19 signatures, stating:

> *"We the undersigned residents of Weller Avenue do hereby petition the Corporation of the City of Kingston to request the owner of the abandoned quarry, to fence off this quarry which is located in this area as a safety measure for young children living in this area."*

(Has Been Referred to Fire, Legislation and Housing Committee)

REPORTS

Ald. Keyes presented Report No. 80 of the Committee on Traffic and Streets as follows.

Moved by Ald. Keyes, seconded by Ald. Webb, That Report No. 80 of the Committee on Traffic and Streets be received and adopted clause by clause.

REPORT NO. 80

To the Mayor and Members of Council Kingston, August 10, 1971

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

   (a) that parking be prohibited on the north side of Union Street between Alfred and Frontenac Streets;

   (b) that parking be prohibited on the west side of Alfred Street between Union and Earl Streets;

   (c) that a bus stop be established on the north side of Brock Street opposite Sydenham Street; and

   (d) that parking be prohibited on both sides of Kennedy Street between Gardiner and Union Streets.

   CARRIED

   (See By-Law No. 7112)

2. That, as requested by the Kingston Jaycees, Patrick Street be closed from 6:00 a.m. to 4:00 p.m. on Monday, September 6, 1971, to permit them to hold their "Soap Box Derby" on the Patrick Street hill.

   CARRIED

3. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to provide that notwithstanding the provisions of this by-law the owner of 85 Seaforth Road be permitted to pave the driveway to a width of 18 feet at the street line decreasing in width at a uniform rate to 14 feet at the curb, being a maximum of four feet wider than the width permitted, since the lot is large and irregular in shape, increasing in width as the distance from the street line increases.

   CARRIED 13:1

   (See By-Law No. 7113)

4. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to provide that notwithstanding the provisions of this by-law the owner of 93 Seaforth Road be permitted to pave the driveway to a width of 22 feet, being 2.8 feet wider than the width permitted, since the concrete curbs are 22 feet apart, and since such a width is in keeping with the size of the lot and the double garage.

   CARRIED 13:1

   (See By-Law No. 7113)

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
T. A. Hagerman
G. Vosper
G. L. Webb

Ald. Speal presented Report No. 81 of the Committee on Public Works as follows.

Council consented to the addition of Clauses 3 and 4 for presentation to Council.

Moved by Ald. Speal, seconded by Ald. Travers, That Report No. 81 of the Committee on Public Works be received and adopted clause by clause.

REPORT NO. 81

To the Mayor and Members of Council Kingston, August 9, 1971

The Public Works Committee recommends as follows:

1. That the following accounts be paid:

L. M. Welter Ltd. - equipment rental - $812.00
Keller Sales and Service - equipment repairs - $541.52
W. R. McRae Co. Ltd. - miscellaneous stores supplies - $860.68

CARRIED

2. That the following services constructed by Belcon Construction of Kingston Limited under Subdivision Agreement be accepted for future maintenance subject to provision of guaranteed maintenance bond satisfactory to the City Solicitor and payment of outstanding accounts -

Storm, sanitary sewers and pavement with curb and gutter on Green Drive and Bayswater Place

Sewage Pumping Station

CARRIED

3. That the Canadian National Railways be permitted to connect an access road from the St. Remy Farm with the west end of Dalton St. as shown on their dwg. 6-737 dated April 22, 1971 which would allow the farm crossing over the four tracks to be closed off, the Traffic and Streets Committee and the Industrial Commission having concurred with this request.

CARRIED

4. That the tender of Sifto Salt Co. for the supply of 3000 tons, more or less, of coarse crushed rock salt at $14.12 per ton T.I.P. delivered and/or the supply of 500 tons, more or less, of fine crushed rock salt at $13.07 per ton T.I.P. delivered, for winter control be accepted being the lowest tender received.

CARRIED

Respectfully submitted,

(signed) *George N. Speal* (CHAIRMAN)
D. J. Travers
Earl J. Blaney
E. Watts

Ald. Cook presented Report No. 82 of the Committee on Parks, Recreation and Property as follows.

Council consented to the addition of Clause 2 for presentation to Council.

Moved by Ald. Cook, seconded by Ald. Brightman, That Report No. 82 of the Committee on Parks, Recreation and Property be received and adopted clause by clause.

REPORT NO. 82

To the Mayor and Members of Council Kingston, August 11, 1971

The Parks, Recreation and Property Committee recommends as follows:

Report No. 82 - Parks, Recreation and Property Committee (cont'd)

1. That the following accounts be paid:

Thos. Murray Electrical Contractor - miscellaneous installations and repairs - $773.40
Hertz Truck Rental Kingston - rental of trucks - $560.54
Palmer's Plumbing Supply Ltd. - plumbing supplies for golf course irrigation system - $1,909.09

CARRIED

2. That, notwithstanding By-Law No. 1, the Purchasing Agent be authorized to enter into discussions with the lowest bidder for greenhouse facilities with a view to negotiating a more favourable price based on a reduced requirement, as may be established in co-operation with the Parks, Recreation and Property Administration.

CARRIED 12:2

(Ald. Speal and Ald. Vosper Opposed)

Respectfully submitted,

(signed) *W. J. T. Cook* (CHAIRMAN)
V. C. Brightman
J. L. Keenleyside
D. J. Travers
G. L. Webb

Ald. Vosper presented Report No. 83 of the City of Kingston Planning Board as follows.

Council consented to the amendment of Clause 1 by adding to the last paragraph, after the words "C-2 Commercial", the following words:

> "with exceptions to permit parking of automobiles in the required front yard space; and a maximum height of 48 feet"

Moved by Ald. Vosper, seconded by Ald. Speal, That Report No. 83 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 83

To the Mayor and Members of Council Kingston, August 12, 1971

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been made by Freebro Leaseholds Ltd. to amend the Official Plan from Industrial to Commercial and to amend Zoning By-Law 3078 from M-2 Industrial to C-2 Commercial on a 3.144 acre site being the westerly 290 ft. of Princess Street frontage of the Aluminum Company of Canada Ltd. property to allow a four storey office building; and,

WHEREAS in the opinion of Planning Board the office building is an appropriate development for the location; and,

WHEREAS a Public Meeting has been held;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant which, in addition to the City's standard requirements in respect to municipal services, will provide the fire hydrants and water supply to the Standard of Municipal Fire Protection of the Canadian Underwriters Association, and suitable access for emergency fire vehicles.

(2) That the site plan prepared by Ala-Kantti, Liff, Stefaniszyn, Architects, Ottawa, Job No. 7104, Drawing Nos. 2, 3 and 4, Scale 1" = 30 ft. and dated August 12th, 1971, be attached to the amending zoning by-law; and,

Report No. 83 - City of Kingston Planning Board (cont'd)

BE IT FURTHER RESOLVED that after the above-mentioned conditions have been met, the Official Plan be amended from Industrial to Commercial and that Zoning By-Law 3078 be amended from M-2 Industrial to C-2 Commercial, with exceptions to permit parking of automobiles in the required front yard space; and a maximum height of 48 feet, on a 3.144 acre parcel of land being the westerly 290 ft. of the Princess Street frontage of the property of the Aluminum Co. of Canada Ltd. as shown on a plan of survey by James A. Minnes, O.L.S. dated May 3, 1971.

NOTE: Planning Board Vote - 4:3 (9 members of Planning Board).

Section 10(2) of the Planning Act states that no plan shall be recommended for adoption unless it is approved by a vote of the majority of all the members of the planning board.

Section 14(2) of the Planning Act states before approving an amendment or repeal initiated by a Council, the Minister may require that a report of the planning board be obtained in respect of the proposal and if the Planning Board does not concur in the proposal the Minister shall not approve the amendment or repeal unless it has been adopted by a vote of two-thirds of all the members of the Council.

(See Following Motion of Referral)

Moved by Ald. Keyes, seconded by Ald. Speal, That Clause 1, Report No. 83, be referred to the Traffic and Streets Committee on the basis that traffic problems related to no left turn ingress or egress have not bee considered by the Committee.

CARRIED 9:5

Mayor Swain stated that his law firm represented Mr. Peter Music and therefor he would abstain from the discussion and from voting on Clause 2 of Report No. 83.

Mayor Swain stepped out of the chair.

It was agreed that Ald. Webb be appointed presiding officer for the consideration of Clause 2 of Report No. 83.

Ald. Webb took the chair.

2. WHEREAS application has been made by Mr. Peter Music to amend Zoning By-Law No.3078 on a 1.0 acre site at the east end of Elliot Avenue, north side, to allow a residence in an M-6 Industrial Zone as an exception to the regulations; and,

WHEREAS the proposed development is in conformity with the official plan approved and in force and with Official Plan Amendment No. 59 now before the Minister; and,

WHEREAS in the opinion of the Planning Board, because of the uniqueness of the business operated by Mr. Music, it is desirable that he be able to live on the premises;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant which, in addition to the City's standard requirements in respect to municipal services shall provide for a connection to the Rideau Heights Trunk sewer in a manner satisfactory to the City.

(2) That an agreement be entered into between the City and the applicant, providing for approval by the City of a site plan for the property showing building elevations and placement, parking and circulation arrangements, and landscaping, prior to the owner of the land applying for a building permit.

- Or alternatively -

Report No. 83 - City of Kingston Planning Board (cont'd)

2. (cont'd)

A site plan approved by the City shall be attached to the amending Zoning By-Law; and,

BE IT FURTHER RESOLVED that it be recommended to Council that after the above conditions have been met, By-Law No. 3078 be amended to allow a single family residence to be constructed, as an exception to the Regulations of the M-6 Industrial zone, on a 1.0 acre site more-or-less at the easterly end of Elliot Avenue as shown on a plan by Humphries and Burgham, O.L.S., dated September 29, 1960, being part of Lot 8, Con. West of the Great Cataraqui River.

CARRIED 13:0

(See By-Laws No. 7106 and 7107)

(Mayor Swain abstained from voting since his law firm represents Mr. Peter Music)

Ald. Webb stepped out of the chair.

Mayor Swain took the chair.

3. That By-Law No. 7107, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Exception - M-6 Industrial Zone to Allow a Residence in M-6 Industrial Zone - East End Elliot Avenue)" is in conformity with the Official Plan approved and in force in the City of Kingston and with the proposed Amendment No. 59 approved at the Council Meeting November 23rd, 1970 but not yet approved by the Minister.

CARRIED

4. That the Federal Government, Department of Transport, be contacted immediately and requested to issue no Quit Claim for the Wilghent Property located between Queen Street, Barrack Street and Ontario Street, without consultation with the City.

CARRIED

Respectfully submitted,

(signed) *George Vosper*
G. N. Speal
E. V. Swain

Ald. Matthews presented Report No. 84 of the Committee on Fire, Legislation and Housing as follows.

Council consented to the Withdrawal of Clause 4 pending comments of the Planning Board.

Moved by Ald. Matthews, seconded by Ald. Keenleyside, That Report No. 84 of the Committee on Fire, Legislation and Housing be received and adopted clause by clause.

REPORT NO. 84

To the Mayor and Members of Council Kingston, August 12, 1971

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, as recommended by Andrew J. Connidis, Architect, the tender of Emmons and Mitchell Construction Limited, for construction of a new Training Tower at the Railway Street Fire Station, in the amount of $14,300.00, being the lowest of four tenders received (taking into consideration a reduction of $1,000.00 if the requirements of the Winter Works Clause are omitted), be accepted.

NOTE: The 1971 Fire Department Budget includes an appropriation of $17,000.00 for the new Training Tower.

CARRIED

(See By-Law No. 7114)

Report No. 84 - Fire, Legislation and Housing Committee (cont'd)

2. That the account of Andrew J. Connidis, Architect, for design services for the new Training Tower at the Railway Street Fire Station, in the amount of $1,378.89, as a charge against the Fire Department budget appropriation "Training Tower" be approved for payment.

CARRIED

3. That, as recommended by the Traffic and Streets Committee, a by-law be presented to Council to amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures", to provide that building permits not be issued until a plot plan is submitted showing details of the driveway and parking areas for all residential, commercial and industrial properties.

CARRIED

(See By-Law No. 7108)

4. That By-Law No. 7075, a by-law to amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures", (Public Buildings Regulations: One Entrance to Accommodate Handicapped Persons) be amended on third reading to include a definition of "public buildings" as follows:

> "all publicly owned buildings in the City of Kingston, save and except private dwellings, filtration plant, garages, warehouses, pump houses, sewage plant, and any other buildings or outbuildings which, as ascertained by the Chief Building Inspector, are not normally used or visted by the general public."

WITHDRAWN

5. That no action be taken on the request of Mrs. Bertha Walker, 36 Pine Street, Kingston, that By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats", be amended to correspond to the provisions of By-Law No. 713 of the Town of Boucherville, Quebec, for the following reasons:

    1) No complaints have been received concerning kennels for reproduction being less than 500 feet from any habitation except the owner's;

    2) the provisions for barking and howling, dogs running at large, and damage caused by dogs are adequately covered in the City's by-law; and

    3) it would not be fair to the owners of dogs which are trained and fully under control to prohibit their presence in parks and playgrounds.

CARRIED

Respectfully submitted,

(signed) *K. W. Matthews* (CHAIRMAN)
J. L. Keenleyside
Earl J. Blaney
G. Vosper
E. Watts

Ald. Keyes presented Report No. 85 of the Committee on Finance and Accounts as follows:

Council consented to the addition of Clause 9 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Timmins, That Report No. 85 of the Committee on Finance and Accounts be received and adopted clause by clause.

REPORT NO. 85

To the Mayor and Members of Council Kingston, August 11, 1971

The Committee on Finance and Accounts reports and recommends as follows:

Report No. 85 - Finance and Accounts Committee (cont'd)

1. That the following resolution of the City of Cornwall be ENDORSED:

> *"WHEREAS the Municipal Act, Section 478, and the Surveys Act, Section 56, provides that, under the circumstances therein set out, a municipality, after it has closed a road, may be required to convey the lands to the adjoining owners without compensation;*
>
> *AND WHEREAS, in many cases, the land in question has increased in value by reason of the local improvements installed by the municipality in the area;*
>
> *AND WHEREAS it is inherently unfair that the municipality should be required to convey such land without compensation to the adjoining owners, which thereby enables the said owners to immediately resell the lands for a substantial profit.*
>
> *BE, THEREFORE, RESOLVED that the Ontario Legislature be requested to amend the Municipal Act and the Surveys Act to require that a municipality may, after it has closed a road, if it desires to dispose of such land, be permitted to charge a fair price for such lands."*

CARRIED

2. That the Association of Ontario Mayors and Reeves be notified that the Corporation of the City of Kingston has no objection to the retention, by the Association, in a special fund of the sum of $7,506.28, the balance on hand of moneys collected from municipalities throughout Ontario in 1970 to finance the opposition to Bell Canada's application for rate increases.

CARRIED 13:1

(Ald. Vosper Opposed)

3. That the following resolution of the City of Kitchener be ENDORSED:

> *"WHEREAS it is evident that problems of water supply, water use and water quality cannot be dealt with as individual matters, but must rather be considered as totally inter-related;*
>
> *AND WHEREAS the Province of Ontario has recognized this fact in undertaking at the request of area municipalities, a complete and comprehensive study of all matters relating to water management in the Grand River Basin;*
>
> *AND WHEREAS at the urging of the area municipalities, the Province of Ontario has recently announced amendments to its grant program whereby the construction of water control dams on the Grand River will be eligible for the minimal acceptable assistance from Provincial funds;*
>
> *AND WHEREAS water pollution control plants are recognized by the Province as being a part of the whole problem of water management and therefore should logically be eligible for Provincial subsidy to the minimally acceptable level of 75%;*
>
> *AND WHEREAS municipalities in the Grant River Basin have recently been advised that in addition to secondary sewage treatment, they will be required to provide as well for phosphorus removal in all sewage by December 31, 1971.*
>
> *THEREFORE BE IT RESOLVED that the Province of Ontario be asked to amend its grant regulations so as to provide a 75% subsidy on all costs involved in all matters of water management, including water supply, water control and water quality."*

CARRIED

4. That, as recommended by the Parks, Recreation and Property Committee, the *Report on Projected Use of Building at 440 King Street West as a Community Activities Centre*, dated July 16, 1971, prepared by the Parks, Recreation & Property Department be ADOPTED.

CARRIED

Report No. 85 - Finance and Accounts Committee (cont'd)

5. That:

(A) provisions be made in the 1972 Budget of the Finance Committee of the sum of $2,818.00 in order to provide the balance of funds required now to purchase road widening at the north-west corner of Princess and Victoria Streets

- and -

(B) a by-law be presented to Council to authorize the purchase of approximately 550 square feet of land on the north-west corner of Princess and Victoria Streets (being Part of Lot 3, Plan A-8) from Texaco Canada Limited for a "Daylight Triangle" of the street for the sum of $3,339.00.

CARRIED

(See By-Law No. 7115)

6. Whereas in order to qualify for full subsidies from the Department of Transportation and Communications on land purchases for the widening of the Traffic Circle, appraisal reports for each purchase will be required instead of letters of opinion;

That Clause 20, Report No. 73, as amended by Clause 4 of Report No. 79, be further amended in part so that sub-section (b) will read:

"(b) *Mr. W. E. Webster, M.A.I.,A.A.C.I., be retained to provide appraisals of the market value of the 13 properties, or parts thereof, that are required for the work."*

CARRIED 13:1

(Ald. Webb Opposed)

7, That, as recommended by the Public Works Committee, by-laws be presented to Council to authorize the construction of the following works under the provisions of Section 12 of *The Local Improvement Act*:

(A) Sidewalk Reconstruction:

(i) Wellington Street - E/S- Queen southerly 87.85'

Owner's Share:	$ 468.17
City Share:	1,031.75
Est. D.T.C. Subsidy:	50.79
Total Cost:	$1,550.71
Net Debenture Amount:	$1,499.92

(ii) Montreal Street - E/S - Water St. southerly 564.47'

Owner's Share:	$3,334.56
City Share:	3,122.88
Est. D.T.C. Subsidy:	211.68
Total Cost:	$6,669.12
Net Debenture Amount:	$6,457.44

(B) Street Lighting:

Hatter Street from Yonge Street to Yonge Street
(with Concrete Poles and Underground Wiring)

Owner's Share:	$3,710.00	
City Share:	1,650.00	(by P.U.C.)
Total Cost:	$5,360.00	
Net Amount to be Debentured:	$3,710.00	

(See By-Laws No. 7109 and 7110)

CARRIED

Report No. 85 - Finance and Accounts Committee (cont'd)

8. That the following budget appropriation amendment be approved for the Parks Department, as follows, to cover the 7.5% increase in wages granted to outside employees; it being understood that funds for certain other appropriations in the Parks Department and the Traffic and Streets Committee will receive a 7.5% wage adjustment when funds are available from "Contingencies".

	Increase	Decrease
Parks General	$11,484.	-
Lake Ontario Park	2,475.	-
Finance - Contingencies	-	$13,959.
	$13,959.	$13,959.

CARRIED

9. That, as recommended by the Public Works Committee and since Queen's University has issued a Purchase Order for the work, a by-law be presented to Council to authorize the execution of an agreement with Cobourg Construction Company Limited to amend Contract 71-1W for reconstruction of sidewalks to add the following work to the contract and to revise the quantities as follows:

(A) Added Sidewalk reconstruction:

1. Clergy St. S/S from Division St. Westerly 507.8'.
2. Division St. W/S from Clergy St. to Union St.
3. Union St. N/S from Division St. Westerly 400'.

(B) Quantity Revisions:

Item	Description	Prev.Auth. Quan. S.F.	Net Increase S.F.	Incr.Quan. S.F.	Unit Price	Increase $
1.	Two course Type "A"	67,197.00	6,692.00	73,889.00	1.35	9,034.20
2.	Two course Type "B"	2,000.00	375.00	2,375.00	1.20	450.00
3.	Wire mesh	39,000.00	4,000.00	43,000.00	0.12	480.00
						$9,964.20

CARRIED

(See By-Law No. 7116)

Respectfully submitted,

(signed) E. V. Swain (CHAIRMAN)
K. Keyes
W. T. J. Cook
K. W. Matthews
George N. Speal
D. G. Timmins

UNFINISHED BUSINESS

Ald. Timmins stated that he wished to caution the members of Council that additional funds would be required for "General Welfare Assistance" before the end of 1971 since $1,280,000 had been expended by the City for assistance as of July 31, 1971, out of a budget of $1,600,000.

He stated further that a $2,000,000 budget request had been cut at budget time and now it was estimated that $600,000 to $800,000 more would be required of which 20% would be the City's share.

Ald. Matthews suggested that the Parks, Recreation and Property Committee should review the amount of play equipment provided in the City playgrounds in the area of the City north of the subway, since there were only 3 swings in one park for 300 children and, in Star Reid Park there were only 3 swings for 80 children to use.

UNFINISHED BUSINESS (cont'd)

Ald. Matthews stated that he believed that the drop-in centre at the Elmer Youth Centre should not have been closed, since this deprives children of a place to go; that they become bored; and, as a result, throw stones at school windows.

Ald. Matthews stated that he believed that the Ontario Housing Corporation, as well as the City, have a responsibility to supply play equipment for children's playgrounds. He stated further, that if the Headway project was approved, that 2000 more children would be located in this area and that 50 to 60 swings should be provided.

He also stated that he believe the Ontario Housing Corporation should contribute funds towards the Elmer Youth Centre.

Ald. Matthews stated that he objected to the Cook Youth Centre operations being favoured over the operations of the Elmer Youth Centre and that the Parks, Recreation and Property Department should not have taken the Lacrosse away from the Elmer Centre.

Ald. Matthews stated that the area of the City north of the subway was more isolated than other areas from downtown and therefor the City should provide better playgrounds.

He stated further that the people in the area are willing to help and that he would arrange a meeting if necessary.

He also stated that there are many active groups in the area; that the Board of Education spends $1,000 per month on glass repairs; and that this expenditure might be dispelled if the drop-in centre was reopened.

Ald. Vosper stated that the recently erected barbecues and picnic tables in City Park are being well utilized but that receptacles for garbage should also be provided to stop the garbage from drifting into the neighboring residential area.

Ald. Keenleyside asked that the Parks, Recreation and Property Committee to look to the requirements of the playgrounds in Rideau Ward also since they have been provided with very little equipment for the children to use.

Ald. Watts referred to Document (84) and read an excerpt from the Bill of the United States Congress authorizing the Kingston to Cape Vincent International Bridge which stated that there was a 3 year time limit left for the commencement of construction of the bridge or else the Bill's Authority lapsed.

He stated that the City has a responsibility to the persons living on Wolfe Island and that we should help them in all possible ways to obtain the International Bridge.

Ald. Watts stated that the people using City Park were enjoying the barbecues and tables that had been provided and that trash barrells have been provided, but that the barrells may not be in the right locations.

Ald. Watts stated that he had observed the children at the Ontario Housing Corporation project on Cliff Crescent playing on outstanding playground equipment which had been provided for them by the Corporation and suggested that the members of Council should view this equipment.

Ald. Watts stated that the present needs of the City of Kingston for rent geared to income housing, as recently determined by the Kingston Housing Authority, was for 357 family units:

131 - 2 bedroom
161 - 3 bedroom
46 - 4 bedroom, and
19 - 5 bedroom, and

for 168 senior citizen units:

128 - bachelor, and
40 - 1 bedroom.

UNFINISHED BUSINESS (cont'd)

He stated further that he believed that the governments' policies and methods of providing the necessary units were 20 years behind the times.

He stated further that tenders had been called by O.H.C. for 150 units and that 246 units were to be supplied in Rideau Heights. He noted that only 52 of these units were to be for senior citizens and that it would probably be a year and a half, or more, before they would be available to use.

Ald. Watts stated also that Rideaucrest was full and he asked for the support of Council to help provide the senior citizens of Kingston with housing accommodation.

Ald. Matthews stated that the housing needs for Kingston used to be 600 or more units and asked why the figure had been reduced to 357 units.

Mayor Swain stated that the figures were based on a review of applications on file with the Kingston Housing Authority in May of 1971 and that "no answer" or the answer "have obtained other accommodation" accounted for the difference. He noted that the previous review of applications on file had been done in 1970.

Ald. Cook stated that the minutes of the City-QUAFHOP Liaison Committee had been distributed again to all members of Council and that a meeting of the Parks, Recreation and Property Committee and the Traffic and Streets Committee with QUAFHOP had been scheduled for 7:30 p.m. on Wednesday, August 25th. All members of Council were invited to attend this meeting to hear the QUAFHOP presentation of this proposal for the medical science complex and the realignment of King Street.

Ald. Cook stated that he would take Ald. Matthews comments under advisement with respect to the Elmer and Cook Youth Centres and to the lack of playground equipment in the parks north of the subway in Cataraqui Ward.

Ald. Cook stated that he knew the closing of the drop-in centre had been discussed, but that he had not known it had been closed. He stated that he would look into the matter.

Ald. Cook stated that he was surprised at the remarks of Ald. Vosper since he had personally not seen any garbage blowing about in or from City Park. He suggested that the trash had probably come from over full containers and he stated that he was gratified at the tremendous use of the new facilities that had been provided.

Ald. Blaney stated that he had, personally, contributed $90.00 to help a Kingston citizen relocated in Kitchener where he had a job. Government policy should include funds to permit relocation when a job would be available.

Mayor Swain suggested that before an Alderman assisted anyone financially that he should check with the Mayor, since he believed the same person had applied for help also from the Masoud Fund.

Mayor Swain stated that all available Masoud Fund money had been spent to date.

Ald. Timmins stated that he was surprised that Ald. Blaney had made a payment to help an indigent and expect reimbursement from the City. He stated further that such help is paid by the City but only after proper application to the City, with subsequent investigation.

He stated also that a Social Worker is on duty for evenings and weekends and can be contacted through a call to the Police Department. Ald. Timmins stated further that he was agreeable to bringing Ald. Blaney's problem to the attention of the Social Services Committee.

Ald. Blaney stated that he knew that the transaction would not be reimbursable.

Ald. Webb stated that since there were no parks in St. Lawrence Ward, no review of playground equipment for it was needed.

UNFINISHED BUSINESS (cont'd)

Ald. Webb stated that proposals for an International Bridge from Kingston to Wolfe Island to the United States were being discussed in 1882.

Ald. Webb stated that at present there were only 3 active members of the Kingston Housing Authority and he inquired when additional members would be appointed to fill the complement of the Authority.

Ald. Webb stated that he had received the City-QUAFHOP Liaison Committee Minutes, but that they were not complete since they stated that confidential matters were discussed but no details were given.

Ald. Webb stated that receptacles to deposit trash in were not always the answer to stop garbage and papers from being blown about since there are active scavengers of garbage cans in the City who scatter their contents about.

Ald. Cook stated that the Federal Department of Manpower and Immigration, for which he works, has a relocation program and persons having to move from City to City to obtain a job can obtain financial assistance from this Department for this purpose.

Mayor Swain stated that Housing Authority appointments are recommended to the Ontario Housing Corporation by a Committee composed of the Local Member of Parliament, Local Member of the Legislative Assembly and the Mayor. He stated further that one recommendation had been made recently but that there is usually a six week time lag for confirmation of the appointment by the Ontario Housing Corporation. He also stated that there were 2 appointments outstanding now.

Mayor Swain stated that a meeting of the Mayor and the Planning Director with the Consultants was to be held this coming Friday to review the final draft of the Olympic Report and that the Report would be mailed out to the members of Council when it is completed. He asked the members to read it carefully in that he could ask for their comments on it after Labour Day since he hoped the Report would be considered by Council in September.

Mayor Swain asked that any member of Council who had reservations to attend the O.M.A. Convention, but was not planning to go, to notify the Clerk-Comptroller.

Mayor Swain reminded the members of Council of the meeting of the Parks, Recreation and Property Committee and the Traffic and Streets Committee with QUAFHOP on Wednesday, August 25th.

BY-LAWS

Council consented to the WITHDRAWAL of By-Laws 1, 2, 3 and 16, since Clause 1, Report No. 83 had been referred to Committee and Clause 4, Report No. 84 had been withdrawn from presentation to Council.

Council also consented to the addition of By-Law 20 for presentation to Council.

(a) Moved by Ald. Matthews,
Seconded by Ald. Speal,

That By-Laws 4 to 13 and 20 receive their first reading.

CARRIED

(b) Moved By Ald. Speal,
Seconded by Ald. Cook,

That Council resolve itself into a Committee of the Whole to give By-Laws 6 to 13 and 20 their second reading.

Ald. Webb, Chairman.

CARRIED

BY-LAWS (cont'd)

(c) Moved by Ald. Cook,
Seconded by Ald. Timmins,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Webb reported that By-Laws 6 to 13 and 20 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Timmins,
Seconded by Ald. Cook,

That Rule 35 be suspended for the purpose of giving By-Laws 9 to 13 and 20 their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Laws 9 to 15 and 17 to 20 be given their third reading.

CARRIED

(1) A By-Law to Authorize the Execution of an Agreement with Freebro Leaseholds Limited (Development of 3.144 Acres on North Side of Princess Street in front of Alcan Canada Products Property)

(FIRST READING) (PROPOSED NO. 7103)
Clause 1, Report No. 83

WITHDRAWN

(2) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 62: Freebro Leaseholds Limited 3.144 Acre Site on North Side of Princess Street from "Industrial" to "Commercial")

(FIRST READING) (PROPOSED NO. 7104)
Clause 1, Report No. 83

WITHDRAWN

(3) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Rezone 3.144 Acres on North Side Princess Street Adjacent to Alcan from "M2" (Limited Heavy Industrial) to "C2" (General Commercial))

(FIRST READING) (PROPOSED NO. 7105)
Clause 1, Report No. 83

WITHDRAWN

(4) A By-Law to Authorize the Execution of an Agreement with Peter Music (Development of 1.0 Acre at East End of Elliot Avenue)

(FIRST READING) (PROPOSED NO. 7106)
Clause 2, Report No. 83

FIRST READING - CARRIED 13:0
(Mayor Swain abstained from voting since his law firm represents Mr. Music)

(5) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception - M-6 Industrial Zone to Allow a Residence in M-6 Industrial Zone - East End of Elliot Avenue)

(FIRST READING) (PROPOSED NO. 7107)
Clause 2, Report No. 83

FIRST READING - CARRIED 13:0
(Mayor Swain abstained from voting since his law firm represents Mr. Music)

BY-LAWS (cont'd)

(6) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Permit Requirement: Plot Plan Showing Driveways and Parking Areas)

(FIRST AND SECOND READINGS) (PROPOSED NO. 1708)
Clause 3, Report No. 84

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(7) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 12 of *The Local Improvement Act*

(FIRST AND SECOND READINGS) (PROPOSED NO. 7109)
Clause 7(A), Report No. 85

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(8) A By-Law to Authorize the Installation of Street Lighting with Concrete Poles and Underground Wiring on Hatter Street Under the Provisions of Section 12 of *The Local Improvement Act*

(FIRST AND SECOND READINGS) (PROPOSED NO. 7110)
Clause 7(B), Report No. 85

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(9) A By-Law to Authorize the Execution of an Agreement with Jose A. Medeiros and Maria J. Medeiros (Sewer Connection: 42 North Bartlett Street)

(THREE READINGS) (PROPOSED NO. 7111)
By-Law No. 14

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(10) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 1, Report No. 80)

(THREE READINGS) (PROPOSED NO. 7112)
Clause 1, Report No. 80

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(11) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Paving of Entrances: 85 Seaforth Road and 93 Seaforth Road)

(THREE READINGS) (PROPOSED NO. 7113)
Clauses 3 and 4, Report No. 80

FIRST READING - CARRIED 13:1
SECOND READING - CARRIED 13:1
(Ald. Vosper opposed)
THIRD READING - CARRIED 14:0

(12) A By-Law to Authorize the Execution of an Agreement with Emmons and Mitchell Construction Limited (Construction of Training Tower at Railway Street Fire Station)

(THREE READINGS) (PROPOSED NO. 7114)
Clause 1, Report No. 84

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

BY-LAWS (cont'd)

(13) A By-Law to Authorize the Purchase of Land for the Widening of the North-West Corner of the Intersection of Princess Street and Victoria Street from Texaco Canada Limited

(THREE READINGS) (PROPOSED NO. 7115)
Clause 5, Report No. 85

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(14) A By-Law to Authorize the Execution of an Agreement with Shell Canada Limited (Surface Water Drainage - Concession and Alfred Streets)

(THIRD READING) (PROPOSED NO. 7015)
Clause 2, Report No. 49

THIRD READING - CARRIED 14:0

(15) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Surface Water Drainage - North-West Corner Concession and Alfred Streets)

(THIRD READING) (PROPOSED NO. 7016)
Clause 2, Report No. 49

THIRD READING - CARRIED 14:0

(16) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Public Building Regulations: One Entrance to Accommodate Handicapped Persons)

(THIRD READING) (PROPOSED NO. 7075)
Clause 4, Report No. 72
and
as amended by Clause 4, Report No. 84

WITHDRAWN

(17) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Bus Shelter Locations)

(THIRD READING) (PROPOSED NO. 7084)
Clause 2, Report No. 74

THIRD READING - CARRIED 14:0

(18) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston (Bus Shelters)

(THIRD READING) (PROPOSED NO. 7085)
Clause 2, Report No. 74

THIRD READING - CARRIED 14:0

(19) A By-Law to Authorize the Execution of an Agreement with Peter J. Radley, Trustee (Right-of-Way Across McKee Memorial Parking Lot)

(THIRD READING) (PROPOSED NO. 7087)
Clause 11, Report No. 79

THIRD READING - CARRIED 14:0

(20) A By-Law to Authorize the Execution of an Agreement with Cobourg Construction Company Limited to Amend Contract 71-1W for Reconstruction of Concrete Sidewalks (Added Work and Increased Quantities)

(THREE READINGS) (PROPOSED NO. 7116)
Clause 9, Report No. 85

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

MOTIONS

(1) Moved by Ald. Blaney,
Seconded by Ald. Brightman,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 9:53 P.M.

(L.S.)

(signed)*T. J. McKibbin,*
CLERK-COMPTROLLER.

(signed)*E. V. Swain,*
MAYOR.

Local Govt.

CITY COUNCIL MEETING NO. 17

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, September 13, 1971, at 8:00 p.m.

ROLL CALL

PRESENTATION

TABLING OF DOCUMENTS

(85) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to June, 1971, inclusive:

	1970 Jan.-June	1971 Jan.-June
REVENUE:	$248,678.	$255,094.
EXPENDITURES:		
Total Operating Expenses:	$389,305.	$405,791.
Less Revenue:	(-) 248,678.	(-) 255,094.
Net Operating Deficit:	$140,627.	$150,697.
Plus:		
Pro-Rated Debenture Charges	(+) 48,387.	(+) 49,050.
Total Deficit for Period:	$189,014.	$199,747.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro rated.
3) Present Fare Schedule has been in force
    (a) Adults since 2nd July 1969
    (b) Students since 1st September 1968.
4) March 1970 - "Transit Month".
5) Reduced Service introduced 1/3/71 as recommended by D.L.C.
6) New Routes & Transfer Point introduced 3/5/71.

(86) From the Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to July 31, 1971.

(Note: Copies of statement distributed to each member of Council)

(87) From Central Mortgage and Housing Corporation, their twenty-fifth annual report and a statement of accounts for the period ended December 31, 1970.

(88) From the Ontario Fire College, *Calendar 1972 For The Advanced Training of Fire Department Officers*.

(89) From Mr. David Austin, Regional Co-ordinator, Ontario Region Opportunities For Youth Program, courtesy copy of *Leadership Report* dated August 1971, outlining some of the Opportunities for Youth projects in Ontario.

(90) From Kingston Downtown Business Association, copy of *The Downtowner*, using a new format which takes considerably less time to prepare and thus allows for more frequent publication.

TABLING OF DOCUMENTS (cont'd)

(91) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to July, 1971, inclusive:

	1970 Jan.-July	1971 Jan.-July
REVENUE:	$286,589.	$284,240.
EXPENDITURES:		
Total Operating Expenses:	$462,786.	$468,188.
Less Revenue:	(-) 286,589.	(-) 284,240.
Net Operating Deficit:	$176,197.	$183,948.
Plus:		
Pro-Rated Debenture Charges	(+) 56,452.	(+) 57,225.
Total Deficit for Period:	$232,649.	$241,173.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro rated.
3) Present Fare Schedule has been in force
   (a) Adults since 2nd July 1969
   (b) Students since 1st September 1968.
4) March 1970 - "Transit Month".
5) Reduced Service introduced 1/3/71 as recommended by D.L.C.
6) New Routes & Transfer Point introduced 3/5/71.

(92) From the Association of Ontario Mayors and Reeves, a copy of the disposition of all the resolutions which were processed at their recent conference in North Bay.

(93) From the Association of Ontario Mayors and Reeves, copy of a proclamation, signed jointly by the Minister of Energy and Resources for Ontario, and Major J. J. Fabbro, President of the Association, proclaiming the week of September 12 to 18, 1971, as "Keep Ontario Clean Week".

(94) Copy of presentation by Chairman D. M. Coolican, Regional Area Ottawa-Carleton at the Panel on Regional Government held at the 28th Annual Conference in North Bay, Ontario.

(95) Copy of presentation by Chairman Albert Campbell, Municipality of Metropolitan Toronto on The Case for Metropolitan or Regional Government in Ontario at the 28th Annual Conference held in North Bay, Ontario.

MINUTES

That the minutes of City Council Meeting No. 16, held August 16, 1971, be adopted as printed.

COMMUNICATIONS

To be Filed:

(352) From The Hon. Charles MacNaughton, Minister of Transportation and Communications, acknowledging receipt of letter concerning their monthly bulletin *"Ontario Traffic Safety"*, and expressing appreciation for the interest of Ald. Watts and his suggestion that the bulletin could perhaps be published in both French and English.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(353) From the Department of Municipal Affairs, stating that on July 28, 1971, Bill 122, An Act Respecting the Age of Majority and Accountability, received third reading in the Legislature and was proclaimed on the same date, which has the effect of lowering the age qualification for entry on the voters lists and for council and local board candidature from 21 years to 18 years.

(354) From Ald. D. G. Timmins, Report on the Ontario Municipal Association's 73rd Annual Convention held at the Royal York Hotel, Toronto, Ontario, from August 23 to 25, 1971.

(355) From Ald. D. G. Timmins, list of Kingston resolutions considered by the Resolutions Committee and the voting delegates of the Ontario Municipal Association's 73rd Annual Convention held in Toronto from August 22 to 25, 1971.

(Copies distributed to all members of Council)

(356) From the International Hockey Hall of Fame, bulletin to the Directors and supporters of the Hall of Fame, thanking those who sold tickets for their recent draw, and listing a few of their important additions to the Hall of Fame Museum.

To be Referred to the Fire, Legislation & Housing Committee:

(357) From the Department of Agriculture and Food regarding Dog and Cat Pounds in Ontario, and pointing out that The Animals for Research Act and its Regulations are administered and enforced solely by the Veterinary Services Branch, Ontario Department of Agriculture and Food, and that their department would be pleased to assist should any questions arise.

(358) From the Ontario Sheep Breeders and Producers Association, stating that because sheep are one of the main classes of live stock threatened by dogs running at large, they would like to bring to Council's attention Section 6, Part 1 of the Live Stock and Poultry Protection Act which reads as follows, and suggesting that it would save the municipality money if this by-law were passed, if it has not been passed previously, and strictly enforced:

> *"6. (1) By-laws may be passed by councils of towns, townships and villages and of cities having a population of less than 100,000 and by boards of commissioners of police in cities having a population of not less than 100,000, for prohibiting or regulating the running at large of dogs in the municipality or in any defined area thereof, for seizing and impounding and for killing, whether before or after impounding, dogs running at large contrary to the by-law, and for selling dogs so impounded at such time and in such manner as is provided by the by-law. 1965, c.33, s.2.*
>
> *(2) For the purpose of this section, a dog shall be deemed to be running at large when found in a highway or other public place and not under the control of any person. R.S.O. 1960, c.111, s.6 (2)."*

To be Referred to the Traffic and Streets Committee:

(359) From Mrs. Bernard A. Bell, 991 Portsmouth Avenue, concerning speed control on City streets.

To be Referred to the Public Works Committee:

(360) From The Minister of Transportation and Communications, advising that he is prepared to accept interim petitions for subsidy at any time after August 31st, providing the petition reaches the local District Office not later than November 30th. In addition, the holdback on interim petitions will be reduced from 15% to 10%.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Public Works Committee:

(361) From The Hon. Charles MacNaughton, Minister of Transportation and Communications, notifying that the City of Kingston has been granted a special maintenance subsidy allotment of $147,880.00 due to the extra costs for snow removal last winter.

To be Referred to the Social Services Committee:

(362) From the City of Sarnia, requesting that their following resolution be endorsed:

> *"That the report of August 18, 1971, from the Director of Community Family Services be adopted, and that Council reluctantly authorize an overexpenditure to the limit of $275,000.00 in the 1971 Community Family Services current budget; and further that a letter be forwarded to the Prime Minister of Canada and the Ontario Minister of Social and Family Services seeking legislation for supplementary subsidy in an amount equal to the Welfare subsidy for a municipal incentive work programme payable 50% by the Federal Government and 30% by the Provincial Government."*

To be Referred to the City of Kingston Planning Board and to the Parks, Recreation and Property Committee:

(363) From the Department of Municipal Affairs, copy of the CORTS Report, submitted recently to the Governments of Ontario and Canada by the Canada-Ontario Rideau-Trent-Severn Study Committee.

Which Have Been Referred to the City of Kingston Planning Board:

(364) Applications from Mr. T. J. Lewis, for a change in zoning and Official Plan for his property at 908 Division Street. A change to Commercial from the existing R2 - Residential zone and Residential Official Plan designation is requested.

(365) From Mr. J. B. Sampson, completed application for zone change of 5.567 acres known as part of Farm Lot 24, Concession 2 formerly Kingston Township, at the north-west corner of Division and Kirkpatrick Streets from R-2 to R-3 to facilitate a low rental innovative three storey and basement apartment project with amenities.

(366) From the Department of Municipal Affairs re proposed Amendment No. 59 to the Official Plan, advising that the Minister has referred the following parts of the Plan to the Ontario Municipal Board:

Section 5(13) - Holdcroft Quarry
Sections 4(27) and 5(16) - Barbara Avenue Area

To be Referred to the Finance and Accounts Committee:

(367) From The Ontario Municipal Association, Memorandum re European Local Government Study Tour from April 29 to May 24, 1971, inclusive, outlining tentative schedule and programme together with the package prices for the various tours, and enclosing application form for completion by any interested persons.

(368) From the Department of Transportation and Communications, stating that the Minister has authorized a supplementary subsidy allocation in the amount of $251,650. for construction. The total subsidy allocation for construction and for maintenance is as follows:

Construction	Maintenance	Total
$581,650.	$260,000.	$841,650.

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee: (cont'd)

(369) From the City of St. Thomas, requesting that their following resolution be endorsed:

> *"WHEREAS The Conservation Authorities Act, 1968, as amended, empowers an authority to undertake projects to further the conservation, restoration, development and management of natural resources;*
>
> *AND WHEREAS many projects undertaken by conservation authorities are predominantly recreational in nature and purpose, as opposed to the protection and preservation of natural resources existing within the watershed;*
>
> *AND WHEREAS the boundaries of conservation authorities are based on heights of land between watersheds and as a result do not usually follow municipal boundaries;*
>
> *AND WHEREAS the benefits derived from projects of a recreational nature do not relate to the boundaries of conservation authorities and frequently areas and municipalities outside of the watershed receive the benefits without making any direct payment toward either the acquisition, development or maintenance of such projects;*
>
> *NOW THEREFORE BE IT RESOLVED that The Conservation Authorities Act, 1968, as amended, be further amended together with the Regulations as required, to provide for a higher Provincial grant applicable to all expenditures for the acquisition, development and operation of projects undertaken by conservation authorities of a nature and purpose predominantly in the field of recreation."*

(370) From the Department of Transportation and Communications, stating that the Minister has authorized a supplementary subsidy allocation in the amount of $20,620. for normal maintenance and $147,880. for special winter control maintenance. The total subsidy allocation for construction and for maintenance is as follows:

Construction	Maintenance	Total
$581,650.	$428,500.	$1,010,150.

(371) From Mr. D. L. Hardtman, Q.C., City Solicitor, enclosing photocopy of the Decision of the Ontario Municipal Board on the appeal of assessment by Foredge Investments Limited regarding their property at 544 College Street at which the O.M.B. reduced the assessment as follows:

	From	To
Land	$ 17,640.	$14,275.
Building	114,175.	77,050.
Total:	$131,815.	$91,325.

Which Have Been Referred to the Finance and Accounts Committee:

(372) The following resolution was received from the Airport Commission:

> *"That the Councils of the City of Kingston and of the Township of Kingston be notified of the current financial situation and the projected deficit at the end of the year of more than $13,000.00".*

(373) The following resolution was received from the Airport Commission:

> *"That the offer of the Department of Transport to sell 693.48 acres of their land, which excludes the meteorological building site and the proposed park at the north-west corner of the airport for $139,150.20, as set out in the letter of D. G. Stone, Regional Superintendent Airways, dated August 12, 1971, be referred to the Councils of the City of Kingston and the Township of Kingston for their comments as to whether or not they would be prepared to proceed with the purchase of this property, each municipality's share to be borne on a per capita basis."*

PETITIONS

REPORTS

REPORT NO. 86

To the Mayor and Members of Council   Kingston, September 7, 1971

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

   (a) that parking be prohibited on the west side of Bagot Street from 188 feet south of Charles Street to 70 feet north of John Street;

   (b) that parking be prohibited on the east side of Gardiner Street between the hours of 9:00 a.m. and 5:00 p.m.;

   (c) that stopping be prohibited on both sides of Bath Road from Palace Road westerly to the City limit;

   (d) that parking be prohibited on both sides of Edgehill Street during the following periods:

   10:00 a.m. to 11:00 a.m.
   2:00 p.m. to 3:00 p.m.

   (e) that relocation of traffic signal lights at the following intersections be approved as shown on the revised plans approved by the Department of Transportation and Communications:

   Princess Street and Alfred Street
   Bath Road and Queen Mary Road
   Bath Road and Sir John A. Macdonald Boulevard
   Bath Road and Portsmouth Avenue

2. That the account of Minnesota Mining and Manufacturing of Canada Ltd. in the amount of $838.56 for supply of Scotchlite Reflective Sheeting be paid.

3. That Clause 1 of Report No. 83 be referred back to Planning Board with the comments of the Traffic and Streets Committee as follows:

Clause 1, Report No. 83

WHEREAS application has been made by Freebro Leaseholds Ltd. to amend the Official Plan from Industrial to Commercial and to amend Zoning By-Law 3078 from M-2 Industrial to C-2 Commercial on a 3.144 acre site being the westerly 290 ft. of Princess Street frontage of the Aluminum Company of Canada Ltd. property to allow a four storey office building; and,

WHEREAS in the opinion of Planning Board the office building is an appropriate development for the location; and,

WHEREAS a Public Meeting has been held;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant which, in addition to the City's standard requirements in respect to municipal services, will provide the fire hydrants and water supply to the Standard of Municipal Fire Protection of the Canadian Underwriters Association, and suitable access for emergency fire vehicles.

(2) That the site plan prepared by Ala-Kantti, Liff, Stefaniszyn, Architects, Ottawa, Job No. 7104, Drawing Nos. 2, 3, and 4, Scale 1" = 30 ft. and dated August 12th, 1971, be attached to the amending zoning by-law; and,

BE IT FURTHER RESOLVED that after the above-mentioned conditions have been met, the Official Plan be amended from Industrial to Commercial and that Zoning By-Law 3078 be amended from M-2 Industrial to C-2 Commercial, with exceptions to permit parking

of automobiles in the required front yard space; and a maximum height of 48 feet, on a 3.144 acre parcel of land being the westerly 290 ft. of the Princess Street frontage of the property of the Aluminum Co. of Canada Ltd. as shown on a plan of survey by James A. Minnes, O.L.S. dated May 3, 1971.

Comments of the Traffic and Streets Committee

(a) Ideally from a traffic point of view there should be only one break in the Princess Street median strip between Sir John A. Macdonald Boulevard and the existing traffic circle to provide joint access to the Shopping Centre, The Aluminum Company of Canada Ltd. and Freebro Leaseholds Limited which would have the following advantages:

(i) motorists travelling to and from all three facilities would have a full range of turning movements available to them;

(ii) the intersection would be suitable for signalization if traffic volumes warrant it in future;

(iii) the intersection would enable motorists to travel directly between the three facilities thereby reducing congestion at nearby intersections;

(iv) the intersection would permit an adequate deceleration lane which would reduce interference to traffic flow;

(v) the intersection would permit traffic leaving the Aluminum Company of Canada Ltd. property to travel downtown;

however, the intersection is not acceptable to the Aluminum Company of Canada Ltd. since they believe it would destroy the aesthetic value of the entrance to their plant and may limit possible expansion of their plant in their front yard towards Princess Street in future;

(b) The Aluminum Company of Canada Ltd. favors access to their property with no left turn egress at a location between the entrance to the Shopping Centre and the existing Traffic Circle. The Aluminum Company of Canada Ltd. do not now want the main entrance to their property along Sir John A. Macdonald Boulevard as they had originally stated some time ago. If the entrance favored by the Aluminum Company is approved, then it would not be acceptable from a traffic point of view to provide an additional left turn lane in the median strip in front of Freebro Leaseholds Ltd., thereby limiting traffic to right turn ingress and egress only to their property;

(c) Difficulties may arise if new developments are permitted higher standards of access to their property than businesses of long standing.

Respectfully submitted,

(CHAIRMAN)

Public Works Report No. 87

September 7, 1971.

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the offer of Glen Lawrence Construction Co Ltd dated September 2, 1971 to resurface the Traffic Circle with $1\frac{1}{4}$" of H.L. 4 hot mix asphalt at a price of $7.40 per ton for a total estimated cost of $1920.00, be accepted.

2. That a new loading chute assembly for snow blower #266 be purchased from Sicard Equipment at a total cost of $1339.12.

3. That the account of Valley Blades Ltd., in amount of $2037.00, for 5 Renahan drive frames for snow plows, be paid.

4. That appreciation be extended to Minister of Transportation and Communications for grant of supplementary subsidy for additional paving projects and for winter control expenditures.

Respectfully submitted,

Chairman

REPORT NO. 88

Kingston, Ontario,
August 19, 1971.

To the Mayor and Members of Council:

The Rideaucrest Home Committee reports and recommends as follows:

1. That, since there have been instances in the past when residents of Rideaucrest Home have been induced by relatives or other people to give away their assets, which has resulted in the Committee of Management of the Home being unable to obtain from deceased residents' estates sufficient funds to cover the cost of maintenance owing, the form attached hereto as Schedule "A" be adopted for use as a financial undertaking contract for persons applying for admission to Rideaucrest Home, in place of the City's form in this respect which is presently being used.

September 9, 1971.

2. That the tender of Dyer and Miller Brothers Limited, Weston, Ontario, for the supply and installation of a Karbaloid Automatic Fire System in the kitchen of Rideaucrest Home (as recommended by the Kingston Fire Department), at a cost not to exceed $1,300.00, be accepted, being the lower of two bids received.

Respectfully submitted,

(CHAIRMAN)

SCHEDULE "A" TO
REPORT NO. 88
(Clause 1)

RIDEAUCREST HOME FOR THE AGED

APPLICANT'S FINANCIAL UNDERTAKING

licant's Name ____

dress ____

In consideration of my care and maintenance in *Rideaucrest Home for the Aged*, agree, or my agent agrees on my behalf, to make monthly payments at the rate of per day or at the rate established from year to year by the Homes for the ed Committee of Management. Such monthly payments will be made from the following urces:

NTHLY INCOME

d Age Security ________________

mily Benefits Allowance ________________

rkmen's Compensation ________________

perannuation ________________

nuities ________________

operty Rental ________________

r Veterans' Allowance ________________

litary Pension ________________

her Sources (Interest
Savings or Investments) ________________

TOTAL ________________

ASSETS

Bank Accounts ________________

Securities (Bonds,
Stocks, etc.) ________________

Assets in Safety
Deposit Box ________________

Other Assets (Loans,
Money Held in
Trust) ________________

Property ________________

TOTAL ________________

My monthly payment will be made from:

Income ______________

Savings ______________

Contributors ______________

TOTAL ______________

Indicate how monthly payments are to be made ____________________________

****

Ontario Hospital Services Insurance premiums paid by ______________________

Other Medical Insurance, if any ______________________________

It is understood that any arrears for maintenance shall be a continuing arge against my assets or estate.

The applicant hereby agrees that on his or her death, or on his or her aving *Rideaucrest Home for the Aged* during his or her lifetime, any accumulated sum maining from any monthly pocket allowance paid to the applicant by *Rideaucrest Home r the Aged* shall be paid to the Committee of Management, pursuant to the *Homes for e Aged Act, Ontario*, and regulations thereunder, and further agrees that any mainten- ce charges which remain unpaid at the date of his or her death shall become a first arge against his or her estate following the payment of his or her funeral and stamentary expenses.

WITNESS WHEREOF the applicant hereto has hereunto set his hand and seal this ________ day of ____________________ 19 .

THE PRESENCE OF: ______________________ ______________________
Signature of Applicant

____
Signature of Agent (Trustee)

REPORT NO. 89

Kingston, Ontario,
September 10, 1971.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the acceptance of the tender of Headway Corporation by the Directors of Ontario Housing Corporation be concurred in for the construction of 150 units of geared-to-income family housing at a price of $15,507.55 per dwelling unit (including land) to be located on land owned by Headway Corporation consisting of approximately 7.248 acres on Portsmouth Avenue to the rear of the Kingston Dodge Chrysler property on Princess Street; it being understood that:

   (1) There will be 60 dwelling units with two bedrooms;
   70 dwelling units with three bedrooms;
   12 dwelling units with four bedrooms; and
   8 dwelling units with five bedrooms.

   (2) The necessary zoning by-law amendment is approved by Council and the Ontario Municipal Board.

   (3) Satisfactory control of the spring flooding conditions is provided for.

   (4) The ditch across the property is eliminated and drainage provided by a storm sewer.

2. That the offer of Ontario Housing Corporation to arrange for the construction of an additional 101 units of family housing with rents geared-to-income be accepted with appreciation and the acceptance of the tender of Homestead Land Holdings by Ontario Housing Corporation for the construction of 101 dwelling units to be located on 4.08 acres on Conacher Drive at a cost of $15,924.00 per dwelling unit (including land) be concurred with on the understanding that the following dwelling units will be constructed:

   60 dwelling units with two bedrooms; and
   41 dwelling units with three bedrooms.

   Note: The site is zoned R-3 and the construction will meet all the requirements of Zoning By-Law No. 3078. Sixty-one dwelling units will be in a six storey apartment building and forty dwelling units will be townhouse units.

3. That the following resolution of the City of Oshawa be endorsed:

   "Whereas the Minister of Municipal Affairs indicated at the outset of planning for regional governments that 'the only acceptable principle today is representation by population' which he stated had been 'honoured in theory and violated in practice by all levels of government';

   And Whereas one of the most basic tenets of a democratic society is this principle of representation by population - one man, one vote;

   And Whereas in the representational regional governments enacted to date, this principle has simply not been provided for as tolerances of up to 45% are not uncommon;

Be It Resolved that the Government of the Province of Ontario be petitioned to provide that the principle of representation by population receive concrete expression in the representational composition of all representational governments set up under Provincial authority."

4. That the following resolution of the City of Windsor be endorsed:

"Whereas many perishable foods such as butter, milk, cheese, eggs, etc. sold in retail stores are code dated with various sets of numbers or letters to indicate the date of manufacture or any expiry of freshness date;

And Whereas such coding is extremely frustrating and confusing to the consumer;

Be It Resolved that the Department of Consumer Affairs be urged to give consideration to a system of conspicuous and clearly understood dating of perishable foods, excluding fresh fruits and vegetables, to be required by all manufacturers and retailers of such foods."

5. That a by-law be presented to Council to authorize the execution of an Agreement with Kingston Enterprises Limited for Crestview Subdivision No. 2; and that the by-law contain a clause to the effect that no building permits will be issued until the sewer levy has been paid and the base road and underground services have been constructed, and any other requirements of the subdivision agreement complied with. (and to repeal By-Law No. 4978).

6. That a by-law be presented to Council to amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures," to provide as follows:

(a) buildings shall be erected in conformity with building levels obtained from the Commissioner of Works; and such building levels shall conform to grades and elevations filed with the Building Inspector and approved in writing by the Commissioner of Works prior to the issuance of a building permit; and

(b) no building permit shall be issued until all the requirements of any subdivision agreement have been met and without limiting the generality of the foregoing no building permit shall be issued for lands zoned as R3 or for multiple dwelling units or commercial occupancy until the applicant has paid the sewer level for additional sewer capacity that may be required, and until the base road and underground services are installed.

7. That the week of October 11 to October 18, 1971, be proclaimed as "Kingston Symphony Week".

8. That September 23rd, 1971, be proclaimed "Gary Young Day".

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 90

Kingston, Ontario,
August 25, 1971

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That the action of the Finance Committee, under powers delegated by Council during the summer recess, as follows, be ratified:

That, as requested by the Public Utilities Commission, funds be provided from the new provincial transportation subsidy to permit the implementation of an evening bus service for five months on a trial basis from the 1st of September 1971 to the 31st of January 1972 at an estimated gross cost of $2,500.00 per month; it being understood that the Commission will keep a separate record of the revenue from the evening bus service and the cost attributable to such a service so that the operation may be reviewed at the end of December.

Further, that the 1971 Budget be amended as follows:

REVENUE		Increase
Provincial Subsidy re Transportation (Interim)		$ 9,100.
EXPENDITURES	Increase	
Transportation System -		
Estimated Gross Deficit - September 1 to December 31 - 4 months @ $2500.	$10,000.	
Less estimated recovery 20%	- 2,000.	
Estimated Net Operating Cost	$ 8,000.	
Plus Implementation	1,100.	
Total Transit Deficits (Evening Service)	$ 9,100.	$ 9,100.

NOTE: Alternative "C" - provides one hour service on a portion of the existing routes.

Service would be provided on the Montreal Street, Division Street and Kingscourt to and from the Downtown Area, and service would be provided from the Downtown Area to Portsmouth via Union Street to the Shopping Centre via Regent-Johnson and on Princess Street to the Mayfair Apartments. Service would not be provided to Barriefield, Strathcona Park, Hillendale, Polson Park or Calvin Park Areas. Three buses would be required.

Estimated Additional Cost $31,000. per year.

September 8, 1971

2. That, since Kingston City Council supports the basic principle that municipalities should receive increased unconditional grants from the Province, rather than grants for specific purposes or programs, NO ACTION be taken on the following resolution of the County of Grey:

2. (cont'd)

"WHEREAS it is essential or deemed most advisable to protect and retain manufactured or hand-made articles of Pioneer Days.

AND WHEREAS the collection of artifacts is also most important, as their retention and preservation is of the utmost importance and value for the present and future generations of our Country.

AND WHEREAS many municipalities have incurred high expenses to construct Museums or renovate other buildings for the storage and preservation of the artifacts.

AND WHEREAS the operation and administration of Museums also place further financial burden upon Municipalities, despite the admission that may be charged as a revenue against the operation expenses.

AND WHEREAS some Museums are subsidized or financed by Governments without uniformity considered.

AND WHEREAS all County Museums are eligible for a maximum of $1,000. grant annually to be particularly applied against the Curator's salary.

AND WHEREAS visitors to Museums are inclined to be intellectuals, who indicate great interest in the history and the antiques, but who are by no means more able to pay than anyone else, beyond the standard admission charged.

AND WHEREAS many if not all Museums are classed as charitable, whereby donations are classed as tax exempt.

AND WHEREAS attendance has greatly increased by tours of school students for educational purposes with little or no charge to them.

THEREFORE THE COUNCIL OF THE COUNTY OF GREY REQUESTS AS FOLLOWS:

That the Province of Ontario, in co-operation with the Federal Government, pay a grant of 25% of the operation and administration costs of Museums, where a qualified curator is engaged and the Museum is kept open to the Public for at least nine months of the year."

3. That the following resolution of the City of Oshawa be endorsed:

"WHEREAS the trend of future growth in Ontario is everywhere anticipated to be marked by continuing rapid urbanization;

AND WHEREAS, the pressures of this urbanizing process will continue to cause cities to be confronted with more and greater peculiarly urban problems which can only be solved by a united co-operative effort on the part of urban municipalities in conjunction with the senior levels of government;

AND WHEREAS there now exists a number of associations which adequately reflect the views of predominantly rural municipalities;

AND WHEREAS at the present time no similar suitable organizational vehicles exist from which the cities in Ontario might speak with a united voice on these urban problems, as well as on all matters of common interest to urban municipalities;

3. (cont'd)

BE IT RESOLVED that the Ontario Municipal Association be petitioned to organize an Urban Section of the O.M.A. in which membership will be open to all cities, boroughs and other similar urban municipalities in the Province of Ontario."

4. That the following resolution of the City of Oshawa be endorsed:

"WHEREAS pollution at the outfalls of storm sewer systems can be detected by a relatively simple and inexpensive survey as is carried out by the Ontario Water Resources Commission;

AND WHEREAS the location of all the sources of such pollution requires extensive and costly investigation;

AND WHEREAS in most cases discharges to these storm sewer systems met the standards required by the provincial and federal governments at the time of their installation and these governments have since changed their standards;

THEREFORE BE IT RESOLVED that the Province of Ontario and the Government of Canada be requested to provide subsidies for storm sewer pollution abatement programs undertaken by municipalities including the cost of detection and investigation of the sources of pollution."

5. That, based on the "Kingston International Regatta Centre Feasibility Study," prepared by Project Planning Associates Limited dated August 1971, and in particular the financial aspects outlined therein, the Organizing Committee for the 1976 Olympics in Montreal, Quebec be requested to name the City of Kingston as the site of the 1976 Olympics Sailing Events.

6. WHEREAS Mr. Peter J. Radley, solicitor for Wilghent Limited, has requested a quit claim of any interest of the Corporation of the City of Kingston with respect to the former C.S.L. Dock now owned by Wilghent Limited;

AND WHEREAS the development proposed by Wilghent Limited for this property has been reviewed by the City of Kingston Planning Board;

AND WHEREAS the City of Kingston Planning Board has advised that the proposal for the Wilghent property located at Ontario Street Dock between Queen and Barrack Streets does not meet with the Official Plan policies adopted by City Council and Planning Board in the following respects:

(1) Section 4(22) of the Official Plan provides for a maximum density anywhere in the City of 50 dwelling units per acre;

proposed plan for Wilghent property would produce a density of 146 units per acre for Phase 1 and a density of 133 units per acre over the entire area;

(2) The entire dock is Commercial in the Official Plan, with a secondary use of Residential, which would require a site plan for development control;

(3) Development does not provide for public access along the water;

6. (cont'd)

   (4) Development impairs the view east to the Causeway and west from the foot of Barrack Street; and

   (5) Appropriateness of use:

   THEREFORE BE IT RESOLVED that the solicitor for Wilghent Limited and the appropriate Departments of the Federal Government be notified that:

   (a) the City of Kingston is opposed to the proposed development of the Ontario Street Dock between Queen and Barrack Streets in its present form, and to the filling of the harbour at this point and time; and

   (b) the request for a quit claim deed is denied.

7. That a by-law be presented to Council to:

   (a) levy an annual tax upon Queen's University and St. Lawrence College of Applied Arts and Technology for 1971 in the amount of $35.00 for each full-time student, in accordance with the provisions of Bill 136 (An Act to Amend the Municipal Act), which repeals and re-enacts Section 294B of The Municipal Act; the tax to be paid on the basis of $25.00 per student on or after the 1st day of July, 1971, and $10.00 per student on or before October 31, 1971; and

   (b) repeal By-Law No. 6945, "A By-Law to Levy an Annual Tax for 1971 Upon Queen's University (Including McArthur College of Education, Queen's University."

8. That, as recommended by the Clerk-Comptroller and the City Treasurer, the following budget appropriation transfers be approved:

	Increase	Decrease	
REVENUE Taxation-Special Charges (Sec. 294B Municipal Act)			
Queen's University - 8,049 X $10.00	80,490.		
St. Lawrence College - 918 X $35.00	32,130.		
Sundry Other Revenue Sale of Other Properties (J. Grant Clark)		26,846.	$85,774.

NOTE: This was set up in last year's surplus because of signed agreement, but has not been completed.

	Increase	Decrease	
EXPENDITURES Finance Committee Olympics - 1976 (Pur. to Clause 27, R. 66)	22,500.		
Contingencies - Unclassified	23,346.		
Parks, Rec. & Property Wages - Recreation	940.		
- City Property	798.		
- Marina	729.		
- Youth Centres	2,601.		
Traffic & Streets Traffic Control Wages	2,860.		
Public Works Winter Control	32,000.		$85,774.

9. That, as recommended by the Public Works Committee, Contract 71/1W with Cobourg Construction Co. and Construction By-Law No. 6823 be amended to delete reconstruction of the sidewalk on the east side of Alfred Street from Princess Street southerly 161.15'; and decrease the contract amount by $1,391.62; since problems with land acquisition at Alfred and Princess Streets will delay the reconstruction of this sidewalk to the extent that it will not be started this year.

10. That, as recommended by the Public Works Committee, application be made to the Department of Transportation and Communications for supplementary subsidy on the 1971 bus deficit in the estimated amount of $411,800.00, and the necessary by-law be presented to Council.

Respectfully submitted

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 6 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 2 to 6 their second reading.

Ald. Brightman, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 5 and 6 their third reading.

(e) That By-Laws 5 to 9 be given their third reading.

(1) A By-Law to Authorize the Execution of an Agreement with Kingston Enterprises Limited for Crestview Subdivision No. 2.

(FIRST READING) (PROPOSED NO. 7117)
Clause 5, Report No. 89

(2) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Building Levels and Additional Conditions for Issue of Permit).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7118)
Clause 6, Report No. 89

(3) A By-Law to Authorize the Execution of an Amending Agreement with Cobourg Construction Company Limited (Contract 71-1W - Delete Section of Sidewalk Reconstruction and Decrease Contract Amount).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7119)
Clause 9, Report No. 90

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act (Clause 1, Report No. 86).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7120)
Clause 1, Report No. 86

(5) A By-Law to Levy an Annual Tax for 1971 Upon Queen's University and Upon St. Lawrence College of Applied Arts and Technology and to Repeal By-Law No. 6945.

(THREE READINGS) (PROPOSED NO. 7121)
Clause 7, Report No. 90

(6) A By-Law to Provide for the 1971 Expenditures on Roads or Streets in the City of Kingston (Supplementary - Bus Deficit).

(THREE READINGS) (PROPOSED NO. 7122)
Clause 10, Report No. 90

(7) A By-Law to Authorize the Execution of an Agreement with Mrs. Gladys McKenzie (Sewer Easement: Yonge Street Sewer Outlet - Lot 2, Plan 54).

(THIRD READING) (PROPOSED NO. 7053)
Clause 8, Report No. 66

BY-LAWS (cont'd)

(8) A By-Law to Authorize the Construction of an 18 Inch and 24 Inch Storm Sewer in a Portion of Benson Street Under the Provisions of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 7058(b))
Clause 19, Report No. 66

(9) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception - M-6 Industrial Zone to Allow a Residence in M-6 Industrial Zone - East End of Elliot Avenue).

(THIRD READING) (PROPOSED NO, 7107)
Clause 2, Report No. 83

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 17

The Regular Meeting of City Council Was Held in the Council Chamber Monday, September 13, 1971, at 8:08 p.m., His Worship Mayor Swain presiding.

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (12)

TABLING OF DOCUMENTS

(85) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to June, 1971, inclusive:

	1970 Jan.-June	1971 Jan.-June
REVENUE:	$248,678.	$255,094.
EXPENDITURES:		
Total Operating Expenses:	$389,305.	$405,791.
Less Revenue:	(-) 248,678.	(-) 255,094.
Net Operating Deficit:	$140,627.	$150,697.
Plus:		
Pro-Rated Debenture Charges	(+) 48,387.	(+) 49,050.
Total Deficit for Period:	$189,014.	$199,747.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro rated.
3) Present Fare Schedule has been in force
   (a) Adults since 2nd July 1969
   (b) Students since 1st September 1968.
4) March 1970 - "Transit Month".
5) Reduced Service introduced 1/3/71 as recommended by D.L.C.
6) New Routes & Transfer Point introduced 3/5/71.

(86) From the Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to July 31, 1971.

(Note: Copies of statement distributed to each member of Council)

(87) From Central Mortgage and Housing Corporation, their twenty-fifth annual report and a statement of accounts for the period ended December 31, 1970.

(88) From the Ontario Fire College, *Calendar 1972 For The Advanced Training of Fire Department Officers*.

(89) From Mr. David Austin, Regional Co-ordinator, Ontario Region Opportunities For Youth Program, courtesy copy of *Leadership Report* dated August 1971, outlining some of the Opportunities for Youth projects in Ontario.

(90) From Kingston Downtown Business Association, copy of *The Downtowner*, using a new format which takes considerably less time to prepare and thus allows for more frequent publication.

(91) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to July, 1971, inclusive:

TABLING OF DOCUMENTS (cont'd)

(91) (cont'd)

	1970 Jan.-July	1971 Jan.-July
REVENUE:	$286,589.	$284,240.
EXPENDITURES:		
Total Operating Expenses:	$462,786.	$468,188.
Less Revenue:	(-) 286,589.	(-) 284,240.
Net Operating Deficit:	$176,197.	$183,948.
Plus: Pro-Rated Debenture Charges	(+) 56,452.	(+) 57,225.
Total Deficit for Period:	$232,649.	$241,173.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro rated.
3) Present Fare Schedule has been in force
   (a) Adults since 2nd July 1969
   (b) Students since 1st September 1968.
4) March 1970 - "Transit Month".
5) Reduced Service introduced 1/3/71 as recommended by D.L.C.
6) New Routes & Transfer Point introduced 3/5/71.

(92) From the Association of Ontario Mayors and Reeves, a copy of the disposition of all the resolutions which were processed at their recent conference in North Bay.

(93) From the Association of Ontario Mayors and Reeves, copy of a proclamation, signed jointly by the Minister of Energy and Resources for Ontario, and Mayor J. J. Fabbro, President of the Association, proclaiming the week of September 12 to 18, 1971, as "Keep Ontario Clean Week".

(94) Copy of presentation by Chairman D. M. Coolican, Regional Area Ottawa-Carleton at the Panel on Regional Government held at the 28th Annual Conference in North Bay, Ontario.

(95) Copy of presentation by Chairman Albert Campbell, Municipality of Metropolita Toronto on The Case for Metropolitan or Regional Government in Ontario at the 28th Annual Conference held in North Bay, Ontario.

MINUTES

Moved by Ald. Cook,
Seconded by Ald. Hagerman,

That the minutes of City Council Meeting No. 16, held August 16, 1971, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(352) From The Hon. Charles MacNaughton, Minister of Transportation and Communications, acknowledging receipt of letter concerning their monthly bulletin *"Ontario Traffic Safety"*, and expressing appreciation for the interest of Ald. Watts and his suggestion that the bulletin could perhaps be published in both French and English.

(353) From the Department of Municipal Affairs, stating that on July 28, 1971, Bill 122, An Act Respecting the Age of Majority and Accountability, received third reading in the Legislature and was proclaimed on the same date, which has the effect of lowering the age qualification for entry on the voters lists and for council and local board candidature from 21 years to 18 years.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(354) From Ald. D. G. Timmins, Report on the Ontario Municipal Association's 73rd Annual Convention held at the Royal York Hotel, Toronto, Ontario, from August 23 to 25, 1971.

(355) From Ald. D. G. Timmins, list of Kingston resolutions considered by the Resolutions Committee and the voting delegates of the Ontario Municipal Association's 73rd Annual Convention held in Toronto from August 22 to 25, 1971.

(Copies distributed to all members of Council)

(356) From the International Hockey Hall of Fame, bulletin to the Directors and supporters of the Hall of Fame, thanking those who sold tickets for their recent draw, and listing a few of their important additions to the Hall of Fame Museum.

To be Referred to the Fire, Legislation & Housing Committee:

(357) From the Department of Agriculture and Food regarding Dog and Cat Pounds in Ontario, and pointing out that The Animals for Research Act and its Regulations are administered and enforced solely by the Veterinary Services Branch, Ontario Department of Agriculture and Food, and that their department would be pleased to assist should any questions arise.

(358) From the Ontario Sheep Breeders and Producers Association, stating that because sheep are one of the main classes of live stock threatened by dogs running at large, they would like to bring to Council's attention Section 6, Part 1 of the Live Stock and Poultry Protection Act which reads as follows, and suggesting that it would save the municipality money if this by-law were passed, if it has not been passed previously, and strictly enforced:

> *"6. (1) By-laws may be passed by councils of towns, townships and villages and of cities having a population of less than 100,000 and by boards of commissioners of police in cities having a population of not less than 100,000, for prohibiting or regulating the running at large of dogs in the municipality or in any defined area thereof, for seizing and impounding and for killing, whether before or after impounding, dogs running at large contrary to the by-law, and for selling dogs so impounded at such time and in such manner as is provided by the by-law. 1965, c.33, s.2.*
>
> *(2) For the purpose of this section, a dog shall be deemed to be running at large when found in a highway or other public place and not under the control of any person. R.S.O. 1960, c.111, s.6 (2)."*

To be Referred to the Traffic and Streets Committee:

(359) From Mrs. Bernard A. Bell, 991 Portsmouth Avenue, concerning speed control on City streets.

To be Referred to the Public Works Committee:

(360) From The Minister of Transportation and Communications, advising that he is prepared to accept interim petitions for subsidy at any time after August 31st, providing the petition reaches the local District Office not later than November 30th. In addition, the holdback on interim petitions will be reduced from 15% to 10%.

Which Has Been Referred to the Public Works Committee:

(361) From The Hon. Charles MacNaughton, Minister of Transportation and Communications, notifying that the City of Kingston has been granted a special maintenance subsidy allotment of $147,880.00 due to the extra costs for snow removal last winter.

COMMUNICATIONS (cont'd)

To be Referred to the Social Services Committee:

(362) From the City of Sarnia, requesting that their following resolution be endorsed:

> *"That the report of August 18, 1971, from the Director of Community Family Services be adopted, and that Council reluctantly authorize an overexpenditure to the limit of $275,000.00 in the 1971 Community Family Services current budget; and further that a letter be forwarded to the Prime Minister of Canada and the Ontario Minister of Social and Family Services seeking legislation for supplementary subsidy in an amount equal to the Welfare subsidy for a municipal incentive work programme payable 50% by the Federal Government and 30% by the Provincial Government."*

To be Referred to the City of Kingston Planning Board and to the Parks, Recreation and Property Committee:

(363) From the Department of Municipal Affairs, copy of the CORTS Report, submitted recently to the Governments of Ontario and Canada by the Canada-Ontario Rideau-Trent-Severn Study Committee.

Which Have Been Referred to the City of Kingston Planning Board:

(364) Applications from Mr. T. J. Lewis, for a change in zoning and Official Plan for his property at 908 Division Street. A change to Commercial from the existing R2 - Residential zone and Residential Official Plan designation is requested.

(365) From Mr. J. B. Sampson, completed application for zone change of 5.567 acres known as part of Farm Lot 24, Concession 2 formerly Kingston Township, at the north-west corner of Division and Kirkpatrick Streets from R-2 to R-3 to facilitate a low rental innovative three storey and basement apartment project with amenities.

(366) From the Department of Municipal Affairs re proposed Amendment No. 59 to the Official Plan, advising that the Minister has referred the following parts of the Plan to the Ontario Municipal Board:

Section 5(13) - Holdcroft Quarry
Sections 4(27) and 5(16) - Barbara Avenue Area

To be Referred to the Finance and Accounts Committee:

(367) From The Ontario Municipal Association, Memorandum re European Local Government Study Tour from April 29 to May 24, 1972, inclusive, outlining tentative schedule and programme together with the package prices for the various tours, and enclosing application form for completion by any interested persons.

(368) From the Department of Transportation and Communications, stating that the Minister has authorized a supplementary subsidy allocation in the amount of $251,650. for construction. The total subsidy allocation for construction and for maintenance is as follows:

Construction	Maintenance	Total
$581,650.	$260,000.	$841,650.

(369) From the City of St. Thomas, requesting that their following resolution be endorsed:

> *"WHEREAS The Conservation Authorities Act, 1968, as amended, empowers an authority to undertake projects to further the conservation, restoration, development and management of natural resources;*
>
> *AND WHEREAS many projects undertaken by conservation authorities are predominantly recreational in nature and purpose, as opposed to the protection and preservation of natural resources existing within the watershed;*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(369) (cont'd)

AND WHEREAS the boundaries of conservation authorities are based on heights of land between watersheds and as a result do not usually follow municipal boundaries;

AND WHEREAS the benefits derived from projects of a recreational nature do not relate to the boundaries of conservation authorities and frequently areas and municipalities outside of the watershed receive the benefits without making any direct payment toward either the acquisition, development or maintenance of such projects;

NOW THEREFORE BE IT RESOLVED that The Conservation Authorities Act, 1968, as amended, be further amended together with the Regulations as required, to provide for a higher Provincial grant applicable to all expenditures for the acquisition, development and operation of projects undertaken by conservation authorities of a nature and purpose predominantly in the field of recreation."

(370) From the Department of Transportation and Communications, stating that the Minister has authorized a supplementary subsidy allocation in the amount of $20,620. for normal maintenance and $147,880. for special winter control maintenance. The total subsidy allocation for construction and for maintenance is as follows:

Construction	Maintenance	Total
$581,650.	$428,500.	$1,010,150.

(371) From Mr. D. L. Hardtman, Q.C., City Solicitor, enclosing photocopy of the Decision of the Ontario Municipal Board on the appeal of assessment by Foredge Investments Limited regarding their property at 544 College Street at which the O.M.B. reduced the assessment as follows:

	From	To
Land	$ 17,640.	$ 14,275.
Building	114,175.	77,050.
Total:	$131,815.	$ 91,325.

Which Have Been Referred to the Finance and Accounts Committee:

(372) The following resolution was received from the Airport Commission:

"That the Councils of the City of Kingston and of the Township of Kingston be notified of the current financial situation and the projected deficit at the end of the year of more than $13,000.00".

(373) The following resolution was received from the Airport Commission:

"That the offer of the Department of Transport to sell 693.48 acres of their land, which excludes the meteorological building site and the proposed park at the north-west corner of the airport for $139,150.20, as set out in the letter of D. G. Stone, Regional Superintendent Airways, dated August 12, 1971, be referred to the Councils of the City of Kingston and the Township of Kingston for their comments as to whether or not they would be prepared to proceed with the purchase of this property, each municipality's share to be borne on a per capita basis."

COMMUNICATIONS (cont'd)

To be Referred to the Public Works Committee:

(374) From the Frontenac, Lennox & Addington Tuberculosis & Respiratory Diseases Association, notifying that the Fall Conference on Air Pollution will be held in Pembroke at the Fellows High School on Saturday, November 6, 1971, from 1 p.m. to 4 p.m. with a buffet style lunch served prior to the meeting. The theme of the conference is "Air Pollution - The Role of the Individual Citizen". Transportation will be provided by bus for those who require it.

To be Referred to the Industrial Commission:

(375) From Reeve J. Earl McEwen stating:

"Re: Todays announcement that Austin Sugar Refineries will build a $5,000,000. building in the City Industrial Park

Although I am not aware of all the details, I must write you this note to congratulate all those that were interested in obtaining this fine industry. I am at a loss to know exactly who to direct my comments to but I ask you to extend my words and congratulations to the Chairman and Members of the Industrial Commission in the City and to Dr. Johns, Don Johnson, and others.

Over the past years, I have been interested in seeing an area Industrial Commission set up but at no time was I taken seriously; and in my opinion, it was necessary for a Municipality to prove that they should be members of such a Commission.

I believe the obtaining of this Industry sheds a new light for the future of obtaining other prospective industries for the City of Kingston and Municipalities adjoining. For the Municipalities that may be concerned about the success, I would just like to make this comment; that regardless of which Municipality reserves the Industry, it is a benefit to everyone in assessment, jobs, and business.

You can be assured that I will be prepared to assist in any way that you feel I could lend assistance in your expansion of your Industrial Programme."

To be Referred to the Fire, Legislation and Housing Committee:

(376) From the Ontario Fire Marshal, enclosing copy of proclamation of the week of October 3 to October 9, as FIRE PREVENTION WEEK in Canada and requesting the active participation of the City in a programme for this week.

(377) From Ontario Housing Corporation, enclosing copy of their builders' proposal call for 50 senior citizens units on land owned by O.H.C. located between Van Order Drive and Sir John A. Macdonald Blvd. to close November 9, 1971.

To be Filed:

(378) From the Kingston Arts Council, notifying the members of Council that on Saturday, September 18, 1971 at 11:30 a.m. there will be a reception in the foyer of the Grand Theatre, and at noon the plaque recording the names of the seat donors will be unveiled.

(379) From the Frontenac Society of Model Engineers, extending a special invitation to the members of Council to visit the Pump House Steam Museum, 23 Ontario Street, on Saturday or Sunday, September 18 or 19, between 1 p.m. and 5 p.m.

PETITIONS

A petition was presented by Ald. Watts, having 244 signatures, stating:

"We the undersigned request a similar type of evening bus service to that proposed for other areas in the City."

(Referred to the Public Utilities Commission and to the Traffic and Streets Committee)

REPORTS

Ald. Keyes presented Report No. 86 of the Traffic and Streets Committee as follows.

Council consented to the addition of clauses 4 and 5 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Vosper, That Report No. 86 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 86

To the Mayor and Members of Council Kingston, September 7, 1971

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

   (a) that parking be prohibited on the west side of Bagot Street from 188 feet south of Charles Street to 70 feet north of John Street;

   (b) that parking be prohibited on the east side of Gardiner Street between the hours of 9:00 a.m. and 5:00 p.m.;

   (c) that stopping be prohibited on the east side of Gardiner Street from Palace Road westerly to the City limit;

   (d) that parking be prohibited on both sides of Edgehill Street during the following periods:

   10:00 a.m. to 11:00 a.m.
   2:00 p.m. to 3:00 p.m.

   (e) that relocation of traffic signal lights at the following intersections be approved as shown on the revised plans approved by the Department of Transportation and Communications:

   Princess Street and Alfred Street
   Bath Road and Queen Mary Road
   Bath Road and Sir John A. Macdonald Boulevard
   Bath Road and Portsmouth Avenue.

(See By-Law No. 7120) *CARRIED*

2. That the account of Minnesota Mining and Manufacturing of Canada Ltd. in the amount of $838.56 for supply of Scotchlite Reflective Sheeting be paid.

CARRIED

3. That Clause 1 of Report No. 83 be referred back to Planning Board with the comments of the Traffic and Streets Committee as follows:

Clause 1, Report No. 83

WHEREAS application has been made by Freebro Leaseholds Ltd. to amend the Official Plan from Industrial to Commercial and to amend Zoning By-Law 3078 from M-2 Industrial to C-2 Commercial on a 3.144 acre site being the westerly 290 ft. of Princess Street frontage of the Aluminum Company of Canada Ltd. property to allow a four storey office building; and,

WHEREAS in the opinion of Planning Board the office building is an appropriate development for the location; and,

WHEREAS a Public Meeting has been held;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

Report No. 86 - Traffic and Streets Committee (cont'd)

3. (cont'd)

(1) That a development agreement be entered into between the City and the applicant which, in addition to the City's standard requirements in respect to municipal services, will provide the fire hydrants and water supply to the Standard of Municipal Fire Protection of the Canadian Underwriters Association, and suitable access for emergency fire vehicles.

(2) That the site plan prepared by Ala-Kantti, Liff, Stefaniszyn, Architects, Ottawa, Job No. 7104, Drawing Nos. 2, 3, and 4, Scale 1" = 30 ft. and dated August 12th, 1971, be attached to the amending zoning by-law; and,

BE IT FURTHER RESOLVED that after the above-mentioned conditions have been met, the Official Plan be amended from Industrial to Commercial and that Zoning By-Law 3078 be amended from M-2 Industrial to C-2 Commercial, with exceptions to permit parking of automobiles in the required front yard space; and a maximum height of 48 feet, on a 3.144 acre parcel of land being the westerly 290 ft. of the Princess Street frontage of the property of the Aluminum Co. of Canada Ltd. as shown on a plan of survey by James A. Minnes, O.L.S. dated May 3, 1971.

Comments of the Traffic and Streets Committee

(a) Ideally from a traffic point of view there should be only one break in the Princess Street median strip between Sir John A. Macdonald Boulevard and the existing traffic circle to provide joint access to the Shopping Centre, The Aluminum Company of Canada Ltd. and Freebro Leaseholds Limited which would have the following advantages:

(i) motorists travelling to and from all three facilities would have a full range of turning movements available to them;

(ii) the intersection would be suitable for signalization if traffic volumes warrant it in future;

(iii) the intersection would enable motorists to travel directly between the three facilities thereby reducing congestion at nearby intersections;

(iv) the intersection would permit an adequate deceleration lane which would reduce interference to traffic flow;

(v) the intersection would permit traffic leaving the Aluminum Company of Canada Ltd. property to travel downtown;

however, the intersection is not acceptable to the Aluminum Company of Canada Ltd. since they believe it would destroy the aesthetic value of the entrance to their plant and may limit possible expansion of their plant in their front yard towards Princess Street in future;

(b) The Aluminum Company of Canada Ltd. favors access to their property with no left turn egress at a location between the entrance to the Shopping Centre and the existing Traffic Circle. The Aluminum Company of Canada Ltd. do not now want the main entrance to their property along Sir John A. Macdonald Boulevard as they had originally stated some time ago. If the entrance favored by the Aluminum Company is approved, then it would not be acceptable from a traffic point of view to provide an additional left turn lane in the median strip in front of Freebro Leaseholds Ltd., thereby limiting traffic to right turn ingress and egress only to their property;

(c) Difficulties may arise if new developments are permitted higher standards of access to their property than businesses of long standing.

CARRIED

Report No. 86 - Traffic and Streets Committee (cont'd)

4. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to provide that notwithstanding the provisions of Section 24(a) 4 (c)(ii) Uptown Furniture Company be permitted to construct an entrance at 323 Bath Road which flares to meet extensions of both lateral property lines at the sidewalk.
(See By-Law No. 7123) *CARRIED*

5. That a by-law be presented to Council to amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes", to provide that notwithstanding anything to the contrary contained in By-Law No. 645, the Public Utilities Commission shall be permitted to erect and maintain benches for bus passengers in the sidewalk along Brock Street beside the Canadian Imperial Bank of Commerce building at the corner of Bagot and Brock Street.
(See By-Law No. 7124) *CARRIED*

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
Tom Hagerman
G. W. Vosper
G. L. Webb

Ald. Travers presented Report No. 87 of the Public Works Committee as follows.

Council consented to the addition of clauses 5, 6 and 7 for presentation to Council.

Moved by Ald. Travers, seconded by Ald. Watts, That Report No. 87 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 87

To the Mayor and Members of Council Kingston, September 7, 1971

The Public Works Committee reports and recommends as follows:

1. That the offer of Glen Lawrence Construction Co. Ltd. dated September 2, 1971, to resurface the Traffic Circle with 1¼" of H.L. 4 hot mix asphalt at a price of $7.40 per ton for a total estimated cost of $1,920.00, be accepted.

(See following motion to amend)

Moved by Ald. Webb,
Seconded by Ald. Watts,

That Clause 1, Report No. 87 be amended by deleting the word "offer" in the first line thereof, and substituting the word "submission" therefor.
CARRIED

Clause 1, as amended, was then put as follows:

That the submission of Glen Lawrence Construction Co. Ltd. dated September 2, 1971, to resurface the Traffic Circle with 1¼" of H.L. 4 hot mix asphalt at a price of $7.40 per ton for a total estimated cost of $1,920.00, be accepted.
CARRIED AS AMENDED 11:1

2. That a new loading chute assembly for snow blower #266 be purchased from Sicard Equipment at a total cost of $1,339.12.
CARRIED

3. That the account of Valley Blades Ltd., in amount of $2,037.00, for five Renahan drive frames for snow plows, be paid.
CARRIED

4. That appreciation be extended to Minister of Transportation and Communications for grant of supplementary subsidy for additional paving projects and for winter control expenditures.
CARRIED

Report No. 87 - Public Works Committee (cont'd)

5. That the following accounts be paid -

N. B. Campbell, O.L.S.	- $ 650.00 -	survey and reference plan for Eldon Hall Place
Colt Industries (Canada) Ltd.	- $1,218.34 -	cast iron impeller for sewage pump.

CARRIED

6. That the tender of H. J. McFarland Construction Co. Ltd. in amount of $265,994.00, for construction of pavements on the streets listed in the Information for Tenderers of Contract 71/12W, be accepted being the lowest of three tenders received, subject to the approval of the Department of Transportation and Communications.

(See By-Law No. 7125) *CARRIED*

7. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets" to provide that as requested by the Public Utilities Commission and Bell Telephone cut permit rates for service relocation at the traffic circle project be reduced to 50% of the rates specified in By-Law No. 10.

(See By-Law No. 7123) *CARRIED 10:2*
(See Recorded Vote)

Ald. Webb requested a recorded vote as follows:

YEAS: Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keyes, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts.

NAYS: Ald. Keenleyside, Ald. Webb.

Respectfully submitted,

(signed) *D. J. Travers*
Earl J. Blaney
E. Watts

Ald. Timmins presented Report No. 88 of the Rideaucrest Home Committee as follows.

Moved by Ald. Timmins, seconded by Ald. Hagerman, That Report No. 88 of the Rideaucrest Home Committee be received and adopted clause by clause.

REPORT NO. 88

To the Mayor and Members of Council Kingston, August 19, 1971

The Rideaucrest Home Committee reports and recommends as follows:

1. That, since there have been instances in the past when residents of Rideaucrest Home have been induced by relatives or other people to give away their assets, which has resulted in the Committee of Management of the Home being unable to obtain from deceased residents' estates sufficient funds to cover the cost of maintenance owing, the form attached hereto as Schedule "A" be adopted for use as a financial undertaking contract for persons applying for admission to Rideaucrest Home, in place of the City's form in this respect which is presently being used.

CARRIED 11:1

Report No. 88 - Rideaucrest Home Committee (cont'd)

September 9, 1971

2. That the tender of Dyer and Miller Brothers Limited, Weston, Ontario, for the supply and installation of a Karbaloid Automatic Fire System in the kitchen of Rideaucrest Home (as recommended by the Kingston Fire Department), at a cost not to exceed $1,300.00, be accepted, being the lower of two bids received.

CARRIED

Respectfully submitted,

(signed) *D. G. Timmins* (CHAIRMAN)
Tom Hagerman
Earl J. Blaney
V. C. Brightman

SCHEDULE "A" TO
REPORT NO. 88

(Clause 1)

RIDEAUCREST HOME FOR THE AGED

APPLICANT'S FINANCIAL UNDERTAKING

Applicant's Name

Address

In consideration of my care and maintenance in *Rideaucrest Home for the Aged*, I agree, or my agent agrees on my behalf, to make monthly payments at the rate of per day or at the rate established from year to year by the Homes for the Aged Committee of Management. Such monthly payments will be made from the following sources:

MONTHLY INCOME		ASSETS	
Old Age Security		Bank Accounts	
Family Benefits Allowance		Securities (Bonds, Stocks, etc.)	
Workmen's Compensation			
Superannuation		Assets in Safety Deposit Box	
Annuities			
Property Rental		Other Assets (Loans, Money Held in Trust)	
War Veterans' Allowance			
Military Pension		Property	
Other Sources (Interest on Savings or Investments)		TOTAL	
TOTAL			

My monthly payment will be made from:

Income
Savings
Contributors
TOTAL

Indicate how monthly payments are to be made

****

Ontario Hospital Services Insurance premiums paid by

Other Medical Insurance, if any

It is understood that any arrears for maintenance shall be a continuing charge against my assets or estate.

SCHEDULE "A" TO
REPORT NO. 88 (cont'd)

The applicant hereby agrees that on his or her death, or on his or her leaving *Rideaucrest Home for the Aged* during his or her lifetime, any accumulated sum remaining from any monthly pocket allowance paid to the applicant by *Rideaucres* *Home for the Aged* shall be paid to the Committee of Management, pursuant to the *Homes for the Aged Act, Ontario*, and regulations thereunder, and further agrees that any maintenance charges which remain unpaid at the date of his or her death shall become a first charge against his or her estate following the payment of his or her funeral and testamentary expenses.

IN WITNESS WHEREOF the applicant hereto has hereunto set his hand and seal this ___________ day of _________________ 19 .

IN THE PRESENCE OF: __________________________ __________________________
Signature of Applicant

____
Signature of Agent (Trustee)

Ald. Keenleyside presented Report No. 89 of the Committee on Fire, Legislation and Housing as follows.

Council consented to the addition of clause 9 for presentation to Council.

Moved by Ald. Keenleyside, seconded by Ald. Blaney, That Report No. 89 of the Committee on Fire, Legislation and Housing be received and adopted clause by clause.

REPORT NO. 89

To the Mayor and Members of Council Kingston, September 10, 1971

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the acceptance of the tender of Headway Corporation by the Directors of Ontario Housing Corporation be concurred in for the construction of 150 units of geared-to-income family housing at a price of $15,507.55 per dwelling unit (including land) to be located on land owned by Headway Corporation consisting of approximately 7.248 acres on Portsmouth Avenue to the rear of the Kingston Dodge Chrysler property on Princess Street, it being understood that:

   (1) There will be 60 dwelling units with two bedrooms;
   70 dwelling units with three bedrooms;
   12 dwelling units with four bedrooms; and
   8 dwelling units with five bedrooms.

   (2) The necessary zoning by-law amendment is approved by Council and the Ontario Municipal Board.

   (3) Satisfactory control of the spring flooding conditions is provided for.

   (4) The ditch across the property is eliminated and drainage provided by a storm sewer.

CARRIED

2. That the offer of Ontario Housing Corporation to arrange for the construction of an additional 101 units of family housing with rents geared-to-income be accepted with appreciation, and the acceptance of the tender of Homestead Land Holdings by Ontario Housing Corporation for the construction of 101 dwelling units to be located on 4.08 acres on Conacher Drive at a cost of $15,924.00 per dwelling unit (including land) be concurred with on the understanding that the following dwelling units will be constructed:

   60 dwelling units with two bedrooms; and
   41 dwelling units with three bedrooms.

Report No. 89 - Fire, Legislation and Housing Committee (cont'd)

2. (cont'd)

Note: The site is zoned R-3 and the construction will meet all the requirements of Zoning By-Law No. 3078. Sixty-one dwelling units will be in a six storey apartment building and forty dwelling units will be townhouse units.

CARRIED

3. That the following resolution of the City of Oshawa be endorsed:

"Whereas the Minister of Municipal Affairs indicated at the outset of planning for regional governments that 'the only acceptable principle today is representation by population' which he stated had been 'honoured in theory and violated in practice by all levels of government';

And Whereas one of the most basic tenets of a democratic society is this principle of representation by population - one man, one vote;

And Whereas in the representational regional governments enacted to date, this principle has simply not been provided for as tolerances of up to 45% are not uncommon;

Be It Resolved that the Government of the Province of Ontario be petitioned to provide that the principle of representation by population receive concrete expression in the representational composition of all representational governments set up under Provincial authority."

CARRIED

4. That the following resolution of the City of Windsor be endorsed:

"Whereas many perishable foods such as butter, milk, cheese, eggs, etc. sold in retail stores are code dated with various sets of numbers or letters to indicate the date of manufacture or any expiry of freshness date;

And Whereas such coding is extremely frustrating and confusing to the consumer;

Be It Resolved that the Department of Consumer Affairs be urged to give consideration to a system of conspicuous and clearly understood dating of perishable foods, excluding fresh fruits and vegetables, to be required by all manufacturers and retailers of such foods."

CARRIED

5. That a by-law be presented to Council to authorize the execution of an Agreement with Kingston Enterprises Limited for Crestview Subdivision No. 2, and that the by-law contain a clause to the effect that no building permits will be issued until the sewer levy has been paid and the base road and underground services have been constructed, and any other requirements of the subdivision agreement complied with. (And to repeal By-Law No. 4978).

(See By-Law No. 7117) *CARRIED*

6. That a by-law be presented to Council to amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures", to provide as follows:

(a) buildings shall be erected in conformity with building levels obtained from the Commissioner of Works; and such building levels shall conform to grades and elevations filed with the Building Inspector and approved in writing by the Commissioner of Works prior to the issuance of a building permit; and

Report No. 89 - Fire, Legislation and Housing Committee (cont'd)

6. (cont'd)

(b) no building permit shall be issued until all the requirements of any subdivision agreement have been met and without limiting the generality of the foregoing no building permit shall be issued for lands zoned as R3 or for multiple dwelling units or commercial occupancy until the applicant has paid the sewer level for additional sewer capacity that may be required, and until the base road and underground services are installed.

(See By-Law No. 7118) *CARRIED*

7. That the week of October 11 to October 18, 1971, be proclaimed as "Kingston Symphony Week". *CARRIED*

8. That September 23, 1971, be proclaimed "Gary Young Day". *CARRIED*

9. That, as recommended by the Gasoline Advisory Committee, notwithstanding the provisions of By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours", Imken's B.P. Service Station at 920 Division Street be permitted to be open 24 hours a day from 10:00 p.m. on Sunday, September 19, 1971 until 7:00 a.m. on Sunday, September 26, 1971, in lieu of Morgan's Car Wash Limited, 834 Princess Street, which will be closed for renovations during this period. *CARRIED*

Respectfully submitted,

(signed) *J. L. Keenleyside*
Earl J. Blaney
G. W. Vosper
E. Watts

Ald. Keyes presented Report No. 90 of the Committee on Finance and Accounts as follows.

Council consented to the amendment of clause 9 by deleting the words "and Construct By-Law No. 6823" therefrom, and to the addition of clauses 11 and 12 for presentati to Council.

Moved by Ald. Keyes, seconded by Ald. Cook, That Report No. 90 of the Committee on Finance and Accounts be received and adopted clause by clause.

REPORT NO. 90

To the Mayor and Members of Council Kingston, August 25, 1971

The Committee on Finance and Accounts reports and recommends as follows:

1. That the action of the Finance Committee, under powers delegated by Council during the summer recess, as follows, be ratified:

That, as requested by the Public Utilities Commission, funds be provided from the new provincial transportation subsidy to permit the implementation of an evening bus service for five months on a trial basis from the 1st of September 1971 to the 31st of January 1972, at an estimated gross cost of $2,500.00 per month, it being understood that the Commission will keep a separate record of the revenue from the evening bus service and the cost attributable to such a service so that the operation may be reviewed at the end of December.

Further, that the 1971 Budget be amended as follows:

Report No. 90 - Finance and Accounts Committee (cont'd)

1. (cont'd)

		Increase
REVENUE		
Provincial Subsidy re Transportation (Interim)		$ 9,100.
EXPENDITURES	Increase	
Transportation System -		
Estimated Gross Deficit - September 1 to December 31 - 4 months @ $2,500.	$10,000.	
Less estimated recovery 20%	- 2,000.	
Estimated Net Operating Cost	$ 8,000.	
Plus Implementation	1,100.	
Total Transit Deficits (Evening Service)	$ 9,100.	$ 9,100.

NOTE: *Alternative "C" - provides one hour service on a portion of the existing routes.*

Service would be provided on the Montreal Street, Division Street and Kingscourt to and from the Downtown Area, and service would be provided from the Downtown Area to Portsmouth via Union Street to the Shopping Centre via Regent-Johnson and on Princess Street to the Mayfair Apartments. Service would not be provided to Barriefield, Strathcona Park, Hillendale, Polson Park or Calvin Park Areas. Three buses would be required.

Estimated Additional Cost $31,000. per year.

CARRIED

September 8, 1971

2. That, since Kingston City Council supports the basic principle that municipalities should receive increased unconditional grants from the Province, rather than grants for specific purposes or programmes, NO ACTION be taken on the following resolution of the County of Grey:

"WHEREAS it is essential or deemed most advisable to protect and retain manufactured or hand-made articles of Pioneer Days;

AND WHEREAS the collection of artifacts is also most important, as their retention and preservation is of the utmost importance and value for the present and future generations of our Country;

AND WHEREAS many municipalities have incurred high expenses to construct Museums or renovate other buildings for the storage and preservation of the artifacts;

AND WHEREAS the operation and administration of Museums also place further financial burden upon Municipalities, despite the admission that may be charged as a revenue against the operation expenses;

AND WHEREAS some Museums are subsidized or financed by Governments without uniformity considered;

AND WHEREAS all County Museums are eligible for a maximum of $1,000. grant annually to be particularly applied against the Curator's salary.

AND WHEREAS visitors to Museums are inclined to be intellectuals, who indicate great interest in the history and the antiques, but who are by no means more able to pay than anyone else, beyond the standard admission charged;

2. (cont'd)

> *AND WHEREAS many if not all Museums are classed as charitable, whereby donations are classed as tax exempt;*
>
> *AND WHEREAS attendance has greatly increased by tours of school students for educational purposes with little or no charge to them;*
>
> *THEREFORE THE COUNCIL OF THE COUNTY OF GREY REQUESTS AS FOLLOWS:*
>
> *That the Province of Ontario, in co-operation with the Federal Government, pay a grant of 25% of the operation and administration costs of Museums, where a qualified curator is engaged and the Museum is kept open to the Public for at least nine months of the year."*

CARRIED 11:1

3. That the following resolution of the City of Oshawa be endorsed:

> *"WHEREAS the trend of future growth in Ontario is everywhere anticipated to be marked by continuing rapid urbanization;*
>
> *AND WHEREAS the pressures of this urbanizing process will continue to cause cities to be confronted with more and greater peculiarly urban problems which can only be solved by a united co-operative effort on the part of urban municipalities in conjunction with the senior levels of government;*
>
> *AND WHEREAS there now exists a number of associations which adequately reflect the views of predominantly rural municipalities;*
>
> *AND WHEREAS at the present time no similar suitable organizational vehicles exist from which the cities in Ontario might speak with a united voice on these urban problems, as well as on all matters of common interest to urban municipalities;*
>
> *BE IT RESOLVED that the Ontario Municipal Association be petitioned to organize an Urban Section of the O.M.A. in which membership will be open to all cities, boroughs and other similar urban municipalities in the Province of Ontario."*

CARRIED

4. That the following resolution of the City of Oshawa be endorsed:

> *"WHEREAS pollution at the outfalls of storm sewer systems can be detected by a relatively simple and inexpensive survey as is carried out by the Ontario Water Resources Commission;*
>
> *AND WHEREAS the location of all the sources of such pollution requires extensive and costly investigation;*
>
> *AND WHEREAS in most cases discharges to these storm sewer systems met the standards required by the provincial and federal governments at the time of their installation and these governments have since changed their standards;*
>
> *THEREFORE BE IT RESOLVED that the Province of Ontario and the Government of Canada be requested to provide subsidies for storm sewer pollution abatement programs undertaken by municipalities including the cost of detection and investigation of the sources of pollution."*

CARRIED

5. That, based on the "Kingston International Regatta Centre Feasibility Study", prepared by Project Planning Associates Limited dated August 1971, and in particular the financial aspects outlined therein, the Organizing Committee for the 1976 Olympics in Montreal, Quebec be requested to name the City of Kingston as the site of the 1976 Olympics Sailing Events.

CARRIED

Report No. 90 - Finance and Accounts Committee (cont'd)

6. WHEREAS Mr. Peter J. Radley, solicitor for Wilghent Limited, has requested a quit claim of any interest of the Corporation of the City of Kingston with respect to the former C.S.L. Dock now owned by Wilghent Limited;

AND WHEREAS the development proposed by Wilghent Limited for this property has been reviewed by the City of Kingston Planning Board;

AND WHEREAS the City of Kingston Planning Board has advised that the proposal for the Wilghent property located at Ontario Street Dock between Queen and Barrack Streets does not meet with the Official Plan policies adopted by City Council and Planning Board in the following respects:

(1) Section 4(22) of the Official Plan provides for a maximum density anywhere in the City of 50 dwelling units per acre;

proposed plan for Wilghent property would produce a density of 146 units per acre for Phase 1 and a density of 133 units per acre over the entire area;

(2) The entire dock is Commercial in the Official Plan, with a secondary use of Residential, which would require a site plan for development control;

(3) Development does not provide for public access along the water;

(4) Development impairs the view east to the Causeway and west from the foot of Barrack Street; and

(5) Appropriateness of use:

THEREFORE BE IT RESOLVED that the solicitor forWilghent Limited and the appropriate Departments of the Federal Government be notified that:

(a) the City of Kingston is opposed to the proposed development of the Ontario Street Dock between Queen and Barrack Streets in its present form, and to the filling of the harbour at this point and time; and

(b) the request for a quit claim deed is denied.

CARRIED

7. That a by-law be presented to Council to:

(a) levy an annual tax upon Queen's University and St. Lawrence College of Applied Arts and Technology for 1971 in the amount of $35.00 for each full-time student, in accordance with the provisions of Bill 136 (An Act to Amend the Municipal Act), which repeals and re-enacts Section 294B of The Municipal Act; the tax to be paid on the basis of $25.00 per student on or after the 1st day of July, 1971, and $10.00 per student on or before October 31, 1971; and

(b) repeal By-Law No. 6945, "A By-Law to Levy an Annual Tax for 1971 Upon Queen's University (Including McArthur College of Education, Queen's University)".

(See By-Law No. 7121) *CARRIED*

8. That, as recommended by the Clerk-Comptroller and the City Treasurer, the following budget appropriation transfers be approved;

Report No. 90 - Finance and Accounts Committee (cont'd)

8. (cont'd)

	Increase	Decrease	
REVENUE			
Taxation-Special Charges (Sec. 294B Municipal Act)			
Queen's University - 8,049 X $10.00	$80,490.		
St. Lawrence College - 918 X $35.00	32,130.		
Sundry Other Revenue Sale of Other Properties (J. Grant Clark)		$20,846.	
			$85,774.
NOTE: This was set up in last year's surplus because of signed agreement, but has not been completed.			
EXPENDITURES			
Finance Committee Olympics - 1976 (Pur. to Clause 27, R. 66)	22,500.		
Contingencies - Unclassified	23,346.		
Parks, Rec. & Property			
Wages - Recreation	940.		
- City Property	798.		
- Marina	729.		
- Youth Centres	2,601.		
Traffic & Streets Traffic Control Wages	2,860.		
Public Works Winter Control	32,000.		$85,774.

CARRIED

9. That, as recommended by the Public Works Committee, Contract 71/1W with Cobourg Construction Co. ~~and Construction By-Law No. 6823~~ be amended to delete reconstruction of the sidewalk on the east side of Alfred Street from Princess Street southerly 161.15'; and decrease the contract amount by $1,391.62; since problems with land acquisition at Alfred and Princess Streets will delay the reconstruction of this sidewalk to the extent that it will not be started this year.

(See By-Law No. 7119) *CARRIED AS AMENDED*

10. That, as recommended by the Public Works Committee, application be made to the Department of Transportation and Communications for supplementary subsidy on the 1971 bus deficit in the estimated amount of $411,800.00, and the necessary by-law be presented to Council.

CARRIED

(See By-Law No. 7122)

11. That, as requested by the Public Utilities Commission, permission be granted to the Commission to charge the sum of $25,338.00 to the Water Department Special Reserve Fund, for the following works:

Report No. 90 - Finance and Accounts Committee (cont'd)

11. (cont'd)

Relocation of watermain at the Traffic Circle - cost to Commission	$22,238.00
Additional 50' 18" main required - estimated cost	8,600.00
Total cost to be borne by the Commission	$30,838.00
Allocation for this work in 1971 Budget	5,500.00
Additional funds required	$25,338.00

CARRIED

12. Whereas property for widening the north side of the Bath Road has been acquired from Canadian Interurban Properties Limited, owners of the Kingston Shopping Centre;

And Whereas a condition of the property acquisition was the assumption by the City of the cost of revising and relocating certain entrances, exits, light standards, signs etc.;

And Whereas Canadian Interurban Properties Limited have agreed to include part of this work in their general renovations and construction programme now underway;

That the sum of $3,985.00 be authorized for payment to Canadian Interurban Properties Limited (to be charged to W.I.P. No. 5079) for:

(a) removal of curbing by their contractor at the old east entrance to their parking lot	$ 750.00
(b) defraying cost to have the parking lot striped	535.00
(c) defraying cost of erecting traffic flow signs, etc., and of relocating illuminated In/Out signs	950.00
(d) defraying cost of relocating three light standards	1,550.00
(e) defraying cost of clean-up	200.00
	$ 3,985.00

on the understanding that the City, or its contractors, will:

(i) complete the paving at the new main entrance;

(ii) repair asphalt cuts behind the new curb at our property line, where the former east entrance island curbing was removed; and from the light standard base to the new In/Out sign at the main entrance;

(iii) cut the asphalt, provide a curb and landscape with sod only inside of the main entrance on Bath Road; and

(iv) barricade the old left turn exit at east end of parking lot and clean-up the area pending construction of new curbs in 1972 in conjunction with the traffic circle removal.

CARRIED

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
K. Keyes
W. T. J. Cook
J. L. Keenleyside
D. J. Travers
D. G. Timmins

UNFINISHED BUSINESS

Ald. Watts stated that the petition which he had tabled today had been left by him in the areas at the end of Princess Street and where the senior citizens' housing is located in Rideau Ward. He also stated that 150 units of housing and an apartment building were being planned for the area near the end of Princess Street but that the evening bus service only goes to the corner of Princess Street and Portsmouth Avenue. He stated that a bus shelter had been provided on Princess Street near the parkway which could be used in the winter, but that there was no shelter provided at Princess Street and Portsmouth Avenue.

Ald. Watts stated further that he was concerned that there is no evening bus service in Strathcona Park, Calvin Park or Polson Park. He also stated that he was concerned about the lack of evening bus service in Sydenham Ward and in the outlying districts where there are senior citizens and teenagers who should be taken care of.

Ald. Watts suggested that the "Brill" buses should be disposed of by the Public Utilities Commission and that the City should make use of the Government subsidy to replace the Brills.

Mayor Swain stated that he would transmit the "Kingston International Regatta Centre Feasibility Study" and Clause 5 of Report No. 90 to the Olympic Organizing Committee tomorrow, since this Committee will be meeting prior to the middle of October.

Mayor Swain stated further that when the announcement naming the City of Kingston as the site of the 1976 Olympic Sailing Events is received, that the financial contributions by the governments should be investigated immediately, and that detailed planning would then be required to be commenced.

Mayor Swain stated that the Yachting Event Chairman had been appointed and that a Kingston Olympics Committee and Kingston Olympics Society would be required to be established as soon as possible.

Mayor Swain stated that at Kiel, as a result of C.O.R.K., the Kingston delegation did not have to make Kingston known to any of the sailors, and the delegation did not have to justify why the 1976 Olympic Sailing Event should be held in the City.

Mayor Swain stated that there is some element of urgency to set up the preliminary organization as soon as possible. He stated that at Kiel in answer to the question as to what they would do if they had to do all their work over again, the answer was, "Start earlier!".

Ald. Vosper stated that there were two facts that were disturbing him and, although reluctant, he wished to bring them to the attention of Council. First, that QUAFHOP had hired consultants to design City streets; second, that the entrance to the West Campus on Sir John A. Macdonald Boulevard, which was not to be used until the inadequacies of the Union Street and Johnson Street entrances had been proved, had been paved and was now in full use.

Ald. Vosper suggested that Queen's University be asked to close the entrance to the West Campus from Sir John A. Macdonald Boulevard except for special occasions.

Ald. Cook expressed his appreciation to the members of Council for being chosen to go to Kiel, and he stated that the report on the Kiel trip which had been distributed to the members of Council was a unanimous report of the delegation. He stated also that the report had been prepared by Mayor Swain who did most of the composition on the 'plane and train trip back home.

Ald. Cook stated that he wished to express his praise for the Mayor's leadership and presentations during the Kiel trip. He also stated that the delegation had received the utmost co-operation from officials in Kiel and Munich and he expressed the thanks of the delegation to Council.

Ald. Travers stated, in connection with QUAFHOP, that it was nice to see someone interested in the traffic situation in the City of Kingston and that this was a credit to QUAFHOP.

UNFINISHED BUSINESS (cont'd)

Ald. Webb stated that he believed that when regional government for the Kingston area was studied that the worth of the Suburban Roads Commission should also be looked at.

Ald. Webb stated that the residents of Wolfe Island were amazed at the apathy of City Council concerning the relocation of the ferry. He stated also that the City seemed to be accepting the fact completely and he suggested that the relocation of the ferry service should be considered by Council. He stated that he wanted the service to stay in its present location but be improved.

Ald. Webb enquired whether the parking meters at the hospital required money on Sundays.

Ald. Timmins stated that he wished to recommend the adoption of the slogan "Kingston - Fresh Water Sailing Capital of the World" which appears in the report of the delegation to Kiel.

Mayor Swain stated that this slogan had been used by the delegation to Kiel while they had been in Europe.

Ald. Watts stated that he had represented the City at the recent convention of the Parents Without Partners group and that he had distributed tercentenary buttons to the delegates at the convention and had invited them back in 1973.

Ald. Watts stated that help was needed from the members of Council to distribute the tercentenary buttons and to boost 1973 as Kingston's tercentenary year.

Ald. Vosper stated that he did not believe the remarks of Ald. Webb concerning the Suburban Road Commission were entirely correct since the worth of having a Commission had proved itself, for example, straightening out of King Street at the Little Cataraqui Creek.

Ald. Travers stated that he believed the time for regional government in this area was near at hand since former county residents are living off the benefits of City welfare and housing.

Mayor Swain stated that the annual Parade of Drums would be held this coming Saturday, September 18th at 8:00 p.m. at the new Richardson Stadium on the west campus, and notified the members of Council that the Kingston Grenadiers would provide complimentary tickets to those members of Council who were interested in attending.

Mayor Swain reported that there would be a review of the provincial programmes concerning the provision of social services in the Committee Room at 7:30 p.m. on Tuesday, September 14, 1971, and invited the members of the Finance Committee and the Social Services Committee to attend.

BY-LAWS

Council consented to the withdrawal of By-Law (9) from presentation to Council.

Council also consented to the addition of By-Laws (10) to (13) for presentation to Council.

(a) Moved by Ald. Cook,
Seconded by Ald. Timmins,

That By-Laws 1 to 6, plus 11 to 13 receive their first reading.

CARRIED

(b) Moved by Ald. Timmins,
Seconded by Ald. Keenleyside,

That Council resolve itself into a Committee of the Whole to give By-Laws 2 to 6, plus 11 to 13 their second reading.

Ald. Brightman, Chairman.

CARRIED

BY-LAWS (cont'd)

(c) Moved by Ald. Keenleyside,
Seconded by Ald. Travers,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Brightman reported that By-Laws 2 to 6, plus 11 to 13 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Travers,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 5, 6, 11 and 12 their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Cook,

That By-Laws 5 to 8, plus 10 to 12 be given their third reading.

CARRIED

(1) A By-Law to Authorize the Execution of an Agreement with Kingston Enterprises Limited for Crestview Subdivision No. 2.

(FIRST READING) (PROPOSED NO. 7117)
Clause 5, Report No. 89

FIRST READING - CARRIED 12:0

(2) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Building Levels and Additional Conditions for Issue of Permit).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7118)
Clause 6, Report No. 89

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0

(3) A By-Law to Authorize the Execution of an Amending Agreement with Cobourg Construction Company Limited (Contract 71-1W - Delete Section of Sidewalk Reconstruction and Decrease Contract Amount).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7119)
Clause 9, Report No. 90

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act (Clause 1, Report No. 86).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7120)
Clause 1, Report No. 86

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0

(5) A By-Law to Levy an Annual Tax for 1971 Upon Queen's University and Upon St. Lawrence College of Applied Arts and Technology and to Repeal By-Law No. 6945.

(THREE READINGS) (PROPOSED NO. 7121)
Clause 7, Report No. 90

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
THIRD READING - CARRIED 11:1
(Ald. Webb opposed)

BY-LAWS (cont'd)

(6) A By-Law to Provide for the 1971 Expenditures on Roads or Streets in the City of Kingston (Supplementary - Bus Deficit).

(THREE READINGS) (PROPOSED NO. 7122)
Clause 10, Report No. 90

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
THIRD READING - CARRIED 12:0

(7) A By-Law to Authorize the Execution of an Agreement with Mrs. Gladys McKenzie (Sewer Easement: Yonge Street Sewer Outlet - Lot 2, Plan 54).

(THIRD READING) (PROPOSED NO. 7053)
Clause 8, Report No. 66

THIRD READING - CARRIED 12:0

(8) A By-Law to Authorize the Construction of an 18 Inch and 24 Inch Storm Sewer in a Portion of Benson Street Under the Provisions of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 7058(b))
Clause 19, Report No. 66

THIRD READING - CARRIED 12:0

(9) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 195 Annexation Areas" (Exception - M-6 Industrial Zone to Allow a Residence in M-6 Industrial Zone - East End of Elliot Avenue).

(THIRD READING) (PROPOSED NO. 7107)
Clause 2, Report No. 83

WITHDRAWN

(10) A By-Law to Dedicate Certain Land as Eldon Hall Place.

(THIRD READING) (PROPOSED NO. 7038)
Clause 3, Report No. 61

THIRD READING - CARRIED 12:0

(11) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Driveway Entrance - 323 Bath Road and Cut Permit Fees - Public Utilities Commission - Traffic Circle).

(THREE READINGS) (PROPOSED NO. 7123)
Clause 4, Report No. 86
and
Clause 7, Report No. 87

FIRST READING - CARRIED 11:1
SECOND READING - CARRIED 11:1
THIRD READING - CARRIED 11:1
(Ald. Webb opposed)

(12) A By-Law to Amend By-Law No. 645, "A By-Law to Prohibit the Use of Street Allowances in the City of Kingston for Certain Purposes" (Benches on Brock Street Between Bagot and Montreal Streets).

(THREE READINGS) (PROPOSED NO. 7124)
Clause 5, Report No. 86

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
THIRD READING - CARRIED 12:0

(13) A By-Law to Authorize the Execution of an Agreement with H. J. McFarland Construction Company Limited for Construction of Pavements (Contract 71-12W).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7125)
Clause 6, Report No. 87

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0

MOTIONS

The following Notice of Motion was received:

(1) Moved by Ald. Keyes,
Seconded by Ald. Webb,

That the Council of The Corporation of the City of Kingston advise the Provincial Government of its opposition to the proposed relocation of the Wolfe Island Ferry Service.

(Referred to the Traffic and Streets Committee and to the Finance and Accounts Committee).

The following Motion was considered:

(2) Moved by Ald. Keyes,
Seconded by Ald. Keenleyside,

That the congratulations of Council be extended to Commodore J. Orgill and the members of the Kingston Yacht Club for the excellent manner in which they organized and hosted C.O.R.K. 1971 as a credit to themselves and to the City of Kingston.

CARRIED

(3) Moved by Ald. Brightman,
Seconded by Ald. Cook,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 9:38 P.M.

(L.S.)

(signed) *M. C. Healy,*
DEPUTY CITY CLERK.

(signed) *E. V. Swain,*
MAYOR.

Local Govt.

CITY COUNCIL MEETING NO. 18

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, September 27, 1971, at 8:00 p.m.

ROLL CALL

PRESENTATION

Queen's University Certificate of Completion of the Municipal Administration Course presented in co-operation with the Association of Municipal Clerks and Treasurers of Ontario to:

Mr. Graham H. Lodge

TABLING OF DOCUMENTS

(96) From Mr. L. E. Aylesworth, Sheriff, County of Frontenac, Grand Jury report presented to the Honourable Mr. Justice Henderson at the Supreme Court Assizes which commenced on September 7, 1971, commenting on the Kingston Psychiatric Hospital, Kingston Penitentiary, Frontenac County Court House and Quinte Regional Detention Centre.

(97) From the Bureau of Municipal Research, *"B.M.R. Comment"*, Bulletin #127 dated August 1971, entitled *"Amalgamation: A Solution to the Problems in Greater Moncton and Greater Fredericton?"*.

(98) From the Kingston Safety Council, minutes of their meeting held in the Council Chamber, City Hall, on Wednesday, September 15, 1971.

MINUTES

That the minutes of City Council Meeting No. 17, held September 13, 1971, be adopted as printed.

COMMUNICATIONS

To be Filed:

(380) From The Hon. Dalton Bales, Minister of Municipal Affairs, acknowledging receipt of Council's resolution (R.65(3)71) respecting the leasing of air space above the travelled portions of highways, and stating that he has forwarded the resolution to the internal Legislation Committee with the request that the matter be reviewed in consultation with the Department of Transportation and Communications in the hope that it might be possible to bring forward some form of enabling legislation for the next Session.

(381) From His Honour Judge Lane, awarding $3,876.51 in the City claim against Steacy's Limited for parking space rental at the Hanson Memorial Garage.

(382) From Mr. C. J. Keller, Executive Assistant to the Minister of Finance, acknowledging receipt of Council's resolution (R.90(6)71) opposing the granting of quit claim deeds by the City and the Federal Government for the proposed development of the Ontario Street Dock between Queen and Barrack Streets.

(383) Copy of Minutes of the Kingston Suburban Road Commission Meeting held on Monday, September 20, 1971, at the Court House.

(384) From The Hon. C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's following resolutions:

(a) Subsidy on Administration and Operative Costs of Museums (R.90(2)71);

(b) Regional Government - Representation by Population (R.89(3)71);

(c) Perishable Foods - Coding of (R.89(4)71);

(d) Subsidies for Storm Sewer Pollution Abatement Programs (R.90(4)71).

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(385) From Mr. C. J. Keller, Executive Assistant to the Minister of Finance, acknowledging receipt of Council's resolution with respect to subsidies for storm sewer pollution abatement program (R.90(4)71).

(386) From the United Fund Agencies, announcing that they are holding their "Inaugural Ball" in Memorial Hall, City Hall, on Friday, October 1, 1971. Members of Council are invited; tickets are available from the Personnel office.

To be Referred to the Public Works Committee:

(387) From Mr. D. A. Gordon, Clerk, Township of Kingston, notifying that the Township Council is prepared to proceed with the construction of the sidewalk in the Township of Kingston along Highway 33 if the City constructs a connecting sidewalk along the Bath Road at the same time.

(388) From The Hon. Charles MacNaughton, Minister of Transportation and Communications, announcing that his Department will conduct five courses for municipal employees in 1972, and enclosing application forms, course outlines and general information sheets for the proposed courses. The expenses of persons attending these courses will be eligible for subsidy up to a limit of fifteen cents a mile car allowance, $7.00 per day for accommodation and $6.00 per day for meals.

Which Has Been Referred to the Public Works Committee:

(389) From the Ontario Water Resources regarding complaints from residents of Portsmouth Avenue near Glengarry Road concerning debris and dead rats in the ditch opposite a storm sewer overflow, and stating that since this problem presents a public hazard to the residents located near the ditch, it is the opinion of their office that the storm sewer outfall be extended 250 feet beyond Portsmouth Avenue and the ditch be improved to the Little Cataraqui Creek.

To be Referred to the Social Services Committee:

(390) From the City of Stratford, requesting that their following resolution be endorsed:

> *"WHEREAS municipalities receive subsidies for burial of indigents;*
>
> *AND WHEREAS this subsidy is based on 50% of the cost of burials;*
>
> *AND WHEREAS the cost of burials could vary from municipality to municipality and the increased costs in one municipality are shared by all taxpayers in the Province;*
>
> *THEREFORE the Council of the City of Stratford requests:*
>
> *(a) That the Minister of the Department of Social and Family Services be petitioned to amend the legislation so that the subsidy for the burial of indigents is a fixed sum of money rather than a percentage of the amount established by each municipality in the Province.*
>
> *(b) That the Department of Municipal Affairs review the various grant structures so that subsidies, where applicable, are based on a more equitable means of distribution."*

COMMUNICATIONS (cont'd)

To be Referred to the City of Kingston Planning Board:

(391) From Headway Corporation Limited, copy of letter to their solicitor, Mr. J. A. Taylor, 372 Bay Street, Toronto, suggesting that copies of the draft by-law be sent to the City of Kingston, and enclosing a copy of the proposed plan of subdivision which will be attached to said by-law.

Which Has Been Referred to the City of Kingston Planning Board:

(392) From Limestone Homes Limited, requesting that the Planning Board review the Official Plan Amendment No. 59, Section 4(27) and 5(16), Barbara Avenue area, with the object of restoring multiple zoning.

To be Referred to the Fire, Legislation and Housing Committee:

(393) From the Public Health Engineering Service, Department of Health, regarding Ontario Regulation 113/71 - Public Swimming Pools, which came into force on May 1, 1971, and stating that the officer concerned with the issuance of building permits is requested to indicate to all applicants that subsection (1) of Section 5 of the Regulation states:

> *"No person shall construct a public swimming pool, or alter the structure or the installed equipment of a pool until he has submitted final plans and specifications therefor to the Department and the approval by the Department of plans and specifications has been given."*

To be Referred to the Finance and Accounts Committee:

(394) From the Corporation of the Town of Whitby, requesting a contribution toward a relief fund which has been established for the benefit of some 300 home owners and tenants who suffered property damage and loss during a severe rain storm on August 28, 1971.

PETITIONS

REPORTS

REPORT NO. 91

To the Mayor and Members of Council

Kingston, Ontario
September 21, 1971

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

   (a) that relocation of traffic signal lights at the intersection of Concession and Alfred Streets be approved as shown on the revised plans approved by the Department of Transportation and Communications;

   (b) that angle parking on the south side of Market Street be converted to parallel parking;

   (c) that Queen Street be a through street from the east side of Barrie Street to the west side of Barrie Street in accordance with the existing situation; and

   (d) that Portsmouth Avenue be a through street from the south side of Valleyview Avenue to the north side of Valleyview Avenue in accordance with the existing situation.

2. That, as requested by the St. Lawrence Automobile Club, Ontario Street be closed between Market and Brock Streets from 6:00 p.m. to 9:00 p.m. on October 9, 1971, in conjunction with their 1,000 Islands Rally.

3. That the Street Lighting Program for 1971 be approved in part as follows:

STREET	LOCATION	LIGHTS NO.	LIGHTS TYPE	ESTIMATED CAPITAL COST
JOHNSON	100 ft. west of Victoria Street	1	500W incandescent	$150.
MACK	344 Mack Street	1	200W incandescent	$125.
*BAY	McBurney Park	1	500W incandescent floodlight	$ 80.

*NOTE: The floodlight at McBurney Park has been installed and is included for confirmation.

The Traffic and Streets Committee May Present the following clause:

4. (e) That Dufferin Street be converted to a one-way street for eastbound traffic.

Respectfully submitted,

CHAIRMAN

REPORT NO. 92

To the Mayor and Members of Council Kingston, Sept.14th 1971.

The Social Services Committee reports and recommends as follows:

1. That NO ACTION be taken on the following resolution of the City of Oshawa:

'THAT the Council of the City of Oshawa concur with the views of the Oshawa and District Labor Council in voicing disagreement with the proposals put forward in the Federal Government's White Paper on Unemployment Insurance which would eliminate seasonal benefits thereby reducing from 78 weeks to 51 weeks the maximum period for which benefits might be claimed, which would increase the waiting period to two weeks from the present one week, and which would introduce a phasing period directly related to the percentage of unemployment on a regional and national level, as these provisions will increase welfare costs to municipalities and further, that this resolution be forwarded to other municipalities in Canada for their endorsation.'.

NOTE: A copy of a booklet entitled "Guide to the New Unemployment Insurance" will be distributed with the agenda.

2. WHEREAS the General Welfare Assistance payments of the City of Kingston, have with a single exception, shown increases in every year from 1960 to 1970, having risen from $188,000. in 1960 to $365,000 in 1965 and to $1,278,000. in 1970 and this rise is still continuing. Expenditures for the first 8 months of 1971 totalled $1,267,000 for general assistance as compared to $1,278,000 for the full 12 months of 1970 (see attached graph);

AND WHEREAS these rates of increase are totally insupportable, being about 16.75 per cent per year for the whole period 1960-1970 and 25.73 per cent for the recent period 1965-1970, producing direct payments of $4.3 millions at 1980 using the 1960-1970 trend, or $10.5 millions using the 1965-70 trend;

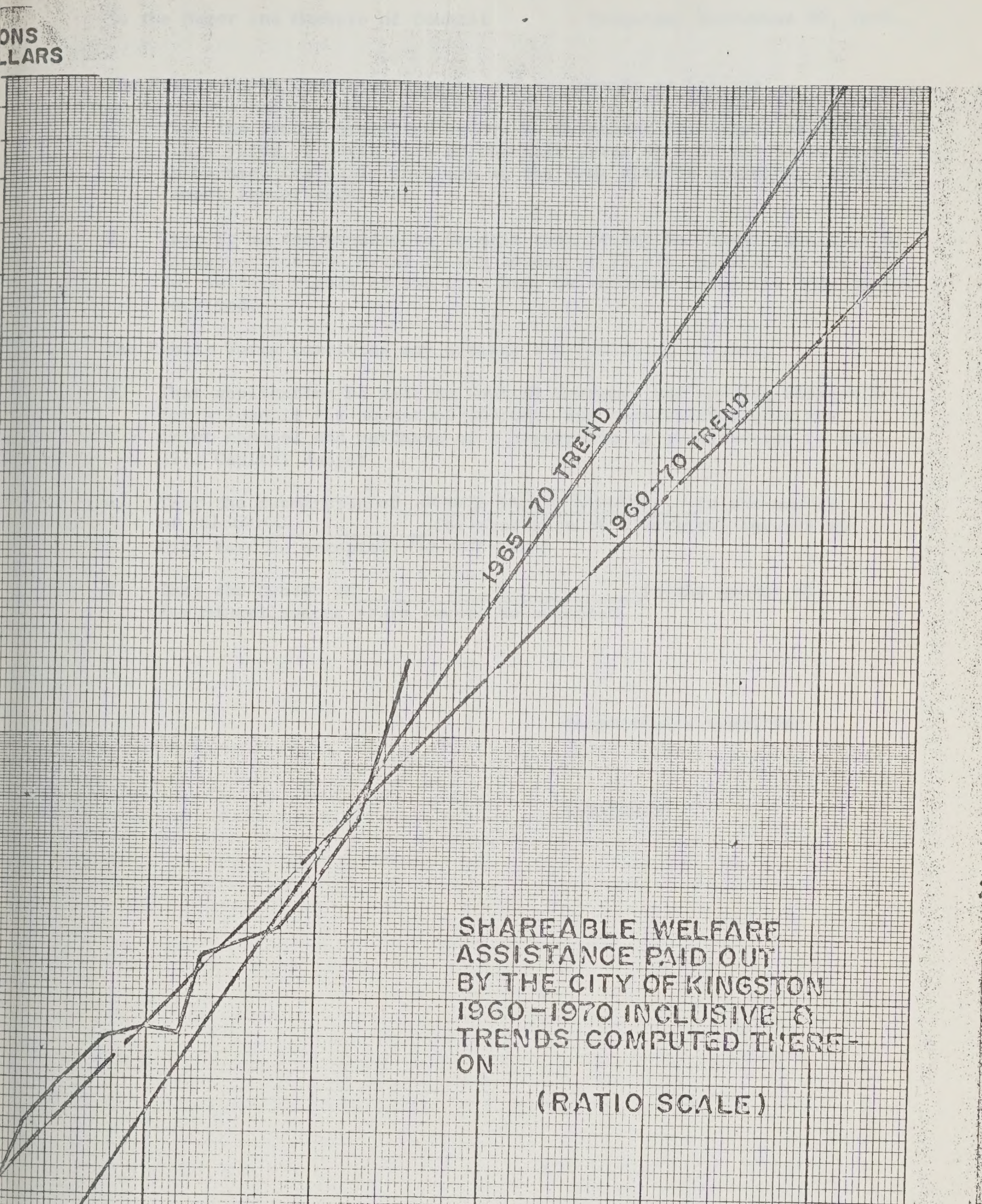
AND WHEREAS there is no reason to believe that the experience of the City of Kingston is in any way unusual but is merely another indication that the granting of welfare assistance in this Province has gone out of control;

THEREFORE BE IT RESOLVED that this Council appeal to the Provincial Government to amend The General Welfare Assistance Act to permit municipalities to adopt policies which are less likely to be disruptive of family relationships than are the present regulations. The object is to reduce total costs and make it possible to apply the funds available with more imagination and with a greater likelihood of eventual independence for those presently in need;

AND that copies of this resolution should be circulated to other cities of the province asking for their endorsement.

Respectfully submitted,

CHAIRMAN


ONS
LLARS
1965–70 TREND
1960–70 TREND
SHAREABLE WELFARE ASSISTANCE PAID OUT BY THE CITY OF KINGSTON 1960–1970 INCLUSIVE & TRENDS COMPUTED THEREON
(RATIO SCALE)
1964
1968
1972
1976
1980

REPORT NO. 93

To the Mayor and Members of Council Kingston, September 20, 1971.

The Public Works Committee reports and recommends as follows:

1. That the tender submitted by Mr. K. Mulrooney for supply of 35,000 cubic yards of earth fill at the unit price of $.64 per cubic yard to be used for daily coverage at the dump site be accepted, being the lowest tender received.

2. That it be recommended to Council that tender No. 71-41 submitted by Kingston Iron and Metal in the amount of $1,276. payable to the City for salvage rights at the City Dump be accepted being the only tender received.

The Public Works Committee may present the following clauses:

3. That application be made to Central Mortgage and Housing Corporation for a loan in the amount of $47,000. for construction of a new inlet channel and purchase of a Barminutor as provided for in the 1971 Capital Budget.

4. That the submission of Seaway Marine Electric in the amount of $1650.00 for provision of electrical service at City Yard be accepted. (Labour only)

5. That the tender of ____________ in the amount of ________ for miscellaneous storm sewers be accepted.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 94

To the Mayor and Members of Council

Kingston, Ontario
September 15, 1971

The Parks, Recreation and Property Committee reports and recommends as follows:

1. That the following accounts be approved for payment:

    (a) the account of Frontenac Coach Lines Ltd. in the amount of $1,260. for transportation to the Day Camp on Bell Island;

    (b) the account of the Kingston Musicians' Union in the amount of $1,941. for three band concerts;

    (c) the account of the Cataraqui Conservation Authority in the amount of $3,365.60 for 32,406 cubic yards of fill @ 10¢ per cubic yard and including $125. for landscaping the pit;

    (d) the account of Anderson Bros. Limited in the amount of $717.02 for supply of food items to Lake Ontario Park; and

    (e) the account of Smart Turner Hayward Ltd. in the amount of $1,053.70 for supply of one electric suction water pump.

2. That, as recommended by Mr. M. J. Ewart, Purchasing Agent, the tender of Craig Equipment Co. Ltd. in the amount of $4,126.50 for supply of one H1AB 550 hydraulically operated crane be accepted; being the lowest tender received.

3. That, further to Clause 2, Report No. 82 of the 1971 Minutes of City Council, the tender submitted by Lord and Burnham for supply of greenhouse facilities in the reduced negotiated amount of $15,500. (Provincial Sales Tax exempt) based on revision of specifications, be accepted.

    NOTE: Lord and Burnham had submitted the lowest tender.

4. That a by-law be presented to Council to amend By-Law No. 19 "A By-Law Respecting City Property and Public Parks", by deleting from Section 31 the rate structure for ice time at the Elmer and Cook Youth Centres and substituting in lieu thereof the following rate structure:

ICE TIME FOR	RENTAL RATE PER HOUR AT ALL TIMES
Minors except tournaments	$10.00
Adults	$15.00
Tournaments including Minors	$20.00.

Respectfully submitted,

CHAIRMAN

REPORT NO. 95

TO THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, Sept.23, 1971.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS the Department of Municipal Affairs has requested the comments of the City of Kingston with respect to the proposed Official Plan for the Pittsburgh Township Planning Area; and,

WHEREAS the Plan has been examined by the Technical Planning Committee and the Planning Board;

BE IT RESOLVED that the Department of Municipal Affairs be advised that the City of Kingston requests that the Official Plan be revised to provide for the following:

(1) Schedule "B" Transportation Plan -

(a) Delete "Alternative Bridge Crossing".

(b) Redesignate the Gore Road "Proposed Bridge Crossing" as "Proposed No. 2 Bridge Crossing".

(c) Redesignate the "Proposed Bridge Crossing" south of Barriefield as "Proposed No. 1 Bridge Crossing".

(2) Section 3 "Land Use Policy" -

Subsection 2 "Open Space" to contain a statement to the effect that notwithstanding that the predominant use of Open Space shall be for conservation, recreation or agricultural use, enlargement of the City of Kingston Sewage Disposal Plant will be permitted on land presently owned by the City.

2. WHEREAS Section 47(b) of By-Law No. 3078 which prevents the erection of one dwelling behind another on the same lot is in conflict with Section 4 (Definitions) which provides for group housing projects wherein which the erection of dwellings or groups of dwellings behind each other are acceptable; and,

WHEREAS By-Law 3077 does not contain a definition of group dwellings;

BE IT RESOLVED that Section 47 (b) of By-Law 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' be amended by the addition of the following:

"However, this shall not prohibit the erection of group or row dwellings as defined in Section 4 of the By-Law."

AND THAT, Section 10 of By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" be amended by the addition of the following definition:

"Dwelling, Group shall mean one or more buildings, not more than 2½ storeys in height, containing dwelling units and arranged around the sides of a court which opens on to a street, including one-family, two-family, row or multiple dwellings and court apartments."

AND THAT Section 9.4.2(b) of By-Law 3077 be amended by the addition of the following:

> "However, this shall not prohibit the erection of group or row dwellings as defined in Section 10 of the by-law.".

3. WHEREAS Official Plan Amendment No. 59 now before the Minister of Municipal Affairs is divided into primary land use categories as shown on Schedule A-1; and,

WHEREAS in accordance with the policies contained within Official Plan Amendment No. 59 each of the primary land uses allows a number of secondary or supporting land uses; and,

WHEREAS in the opinion of Planning Board it is desirable that it be made clear that it is the intention of Official Plan Amendment No. 59 that compatible secondary uses be allowed without requiring an Official Plan amendment:

THEREFORE BE IT RESOLVED that the Minister of Municipal Affairs be requested to modify official plan amendment No. 59 by adding to the "Interpretation" section the following clause:

> "It is not intended that the land use classifications as shown on Schedule 'A-1' be totally restrictive. Each classification shall allow one predominant use which shall be the classification named. In addition, each classification shall allow the secondary or supporting compatible uses which are listed in Chapter 5 under 'Definitions' and 'Specific Areas', and also as shown in Schedule 'F' - 'Control of Land Uses'. These secondary uses shall be allowed under development control without requiring a formal Official Plan Amendment.".

4. WHEREAS City Council has given one reading to a by-law amending zoning by-law No. 3078 to allow construction of a residence on the property of Peter Music at the east end of Elliott Avenue; and,

WHEREAS a site plan was to be submitted to the City for approval before final reading was given to the amending by-law; and,

WHEREAS members of the Technical Planning Committee have examined the plan and it does not present any technical problems; and,

WHEREAS the plan proposes development that is appropriate and desirable for the site;

THEREFORE BE IT RESOLVED that the site plan prepared by Peter Music dated September 9, 1971, scale 1" = 20' be approved and that it be attached to the amending zoning by-law. (By-Law No. 7107, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception -M-6 Industrial Zone to Allow a Residence in M-6 Industrial Zone-East End of Elliot Avenue)" .

5. WHEREAS Mr. J. B. Sampson, Trustee, has made application to rezone 5.567 acres of land at the south-west corner of Division and Kirkpatrick Streets, from R2 Residential to R3 Residential; and,

WHEREAS the proposed development is in conformity with the Official Plan existing and in force and with Official Plan Amendment No. 59 now before the Minister; and,

WHEREAS the applicant has submitted a revised plan in lieu of the plan recommended for approval by the Board on October 22, 1970 and said plan is an improvement over the original plan;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant, which, in addition to the City's standard requirements in respect to municipal services, will provide for the following:

(a) Land deeded to the City to widen Division Street to 43 ft. from centre line.

(b) The existing surface drainage over the site to be maintained and a grading plan to be submitted to the City for approval by the City Engineer.

(c) Sidewalks to be provided along the entire Division and Kirkpatrick Streets frontage.

(d) The applicant to pay the City's standard sewer surcharge for multiple housing.

(e) Water supply and fire hydrants to the standard of the Municipal Fire Protection of the Canadian Underwriters Association, and suitable access for emergency fire vehicles.

(f) That a landscaping plan be approved by the Planning Board and Council before third reading is given to the by-law.

(2) That the site plan submitted by the applicant, Scale 1" = 30' dated August 1971, and revisions as shown on a plan prepared by the Planning Department, Scale 1" = 30 ft., dated September 23, 1971, be attached to the amending zoning by-law; and,

BE IT FURTHER RESOLVED that after the above mentioned conditions have been met, Zoning By-Law 3078 be amended from R2 Residential to R3 Residential on a 5.567 acre site as shown on a plan of survey by Humphries & Burgham, O.L.S., Scale: 1" = 50 ft., dated October 10, 1969.

6. That the application of Mr. T. J. Lewis, 908 Division Street for a change in the Official Plan designation of "Residential" to "Commercial" and a zone change from "R2 Residential" to "Commercial" to allow the continued use of his property for a residence and a trucking business with an office in the basement of the residence be not approved.

Respectfully submitted,

REPORT NO. 96

Kingston, Ontario,
September 23, 1971.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That a by-law be presented to Council to provide for the licensing and regulating of public halls.

   NOTE: Copy of draft by-law distributed to Members of Council with the Council Agenda.

2. That, as requested by the Kingston and District Credit Union Chapter, Thursday, October 21, 1971 be proclaimed as "Credit Union Day" in Kingston.

Respectfully submitted,

CHAIRMAN

REPORT NO. 97

September 22, 1971.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the City of St. Thomas be endorsed:

   "WHEREAS the Conservation Authorities Act, 1968, as amended, empowers an authority to undertake projects to further the conservation, restoration, development and management of natural resources;

   AND WHEREAS many projects undertaken by conservation authorities are predominantly recreational in nature and purpose, as opposed to the protection and preservation of natural resources existing within the watershed;

   AND WHEREAS the boundaries of conservation authorities are based on heights of land between watersheds and as a result do not usually follow municipal boundaries;

   AND WHEREAS the benefits derived from projects of a recreational nature do not relate to the boundaries of conservation authorities and frequently areas and municipalities outside of the watershed receive the benefits without making any direct payment toward either the acquisition, development or maintenance of such projects:

   NOW THEREFORE BE IT RESOLVED that The Conservation Authorities Act, 1968, as amended, be further amended together with the Regulations as required, to provide for a higher Provincial grant applicable to all expenditures for the acquisition, development and operation of projects undertaken by conservation authorities of a nature and purpose predominantly in the field of recreation."

2. That, since the lease with Captain Dods for the federal dry-dock property on Kingston's waterfront has been terminated, Council re-affirm its decision of May 25, 1970, as follows:

   "That, as recommended by the Planning Board:

   It is desirable that the use of waterfront and adjacent properties to the Etron Development between Gore and West Streets be considered as a unit, and that therefore the City investigate the possibility of the C.S.L. property, the federal dry-dock, and related properties being acquired as a land assembly scheme, and the Federal government be informed of the City's interest in the development and disposition of the Federal property."

3. That, as recommended by the Traffic and Street Committee, the Corporation of the City of Kingston advise the Provincial Government of its opposition to the proposed relocation of the Wolfe Island Ferry Service (except during the months of January and February when a relocation would reduce the hazard of open water) because it would:

   (a) interrupt about 140 years of beneficial economic activity in the City by residents of Wolfe Island;

   (b) make it more difficult for citizens and visitors to travel to Wolfe Island to enjoy its beauty in summer;

3. (cont'd)

(c) cause every pedestrian ferry user to become a potential car driver, thereby increasing the demand for space with a concomitant loss of service for any given size of ferry;

(d) change traffic patterns and cause traffic problems in areas such as LaSalle Causeway where increased traffic will cause further congestion.

4. That, as recommended by the Clerk-Comptroller and the City Treasurer, in view of the supplementary subsidy allocation for maintenance, as authorized by the Minister of the Depar ment of Transportation and Communications, the following budget appropriation transfers be approved:

		Increase
REVENUE		
CONT. FROM OTHER GOV. (SUBSIDIES) Ontario - Roadways		$168,500.00
EXPENDITURES		
Public Works Committee		
Winter Control Program	$147,880.	
Less amount previously transferred	-52,000.	$ 95,880.0
Finance Committee		
Contingencies - Unclassified		72,620.
		$168,500.

5. That, as recommended by the Police Commission, the following budget appropriation amendment be approved:

	Increase	Decrease
Police Commission		
Capital Expenditures		
Finance from Current Rev.	$2,000.00	
Finance Committee		
Contingencies - Unclassified		$2,000.00

6. (a) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $26,000.00 for construction of a 12-inch watermain and service in Dalton Avenue from the existing 8-inch watermain on east side of the C.P.R. tracks westerly 1150 feet - Interest rate 8¼%, 10 years.

Work authorized by By-Law No. 6530, estimated cost $42,991.00.

(b) That a by-law be presented to Council to authorize borrowing upon debentures of the sum of $164,323.0 construction of additional lanes, widening, centre boulevard, curb, gutter, boulevards, storm drainage intersection improvements in the Bath Road from 470 west of Queen Mary Road to 250 feet west of Palace R including a storm outlet from 470 feet west of Queen Road to the Little Cataraqui Creek, as a charge to t General Rate - Interest rate 8¼%, 10 years.

6. (cont'd)

(b) - (cont'd)

Work authorized by By-Law No. 6203, as amended by By-Law No. 6786, debenture amount of $164,323.99.

(c) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $870,000.00 for construction of a new administration building on Counter Street for the Public Utilities Commission - Interest rate 8¼%, 20 years.

Work authorized by By-Law No. 6989, debenture amount of $870,000.00.

(d) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $120,000.00 for construction of Phase II of the Kingston Municipal Golf Course - Interest rate 8¼%, 10 years.

Construction approved by By-Law No. 7000, debenture amount of $120,000.00.

(e) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $30,000.00 for construction of a Greenhouse in Rodden Park - Interest rate 8¼%, 5 years.

Construction authorized by By- Law No. 7001, debenture amount of $30,000.00.

(f) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $1,738.58 for installation of street lighting as local improvements on Johnson Street from 33 feet west of Roden Street to Portsmouth Avenue - Interest rate 8¼%, 5 years.

Work authorized by By-Law No. 6349, debenture amount of $1,738.58.

(g) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $1,867.44 for reconstruction of certain sidewalks as local improvements - Interest rate 8¼%, 10 years.

Work authorized by By-Law Numbers 6647, 6705, 6404 and 6648, debenture amount of $1,867.44.

(h) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $2,843.33 for reconstruction of pavement on Princess Street from Frontenac Street to Albert Street, as a local improvement - Interest rate 8¼%, 10 years.

Work authorized by By-Law No. 6045, debenture amount of $2,843.33.

(i) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $15,381.57 for construction of certain storm sewers as local improvements - Interest rate 8¼%, 15 years.

Work authorized by By-Law Numbers 6152, 6681, 6334, 6151, and 6423, debenture amount of $15,381.57.

(j) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $125,125.16 for construction of certain watermains as local improvements - Interest rate 8¼%, 15 years.

Work authorized by By-Law Numbers 6657, 6529A and 6529B, debenture amount of $125,125.16.

6. (cont'd)

(k) That a by-law be presented to Council to consolidate the following sums into one sum and provide for the borrowing thereof at an interest rate of 8¼%:

	Term in Years	Amount
Watermain & Service, Dalton Avenue	1 - 10	26,000.00
Bath Road Construction	1 - 10	164,323.00
P.U.C. Administration Bldg.	1 - 20	870,000.00
Phase II, Mun. Golf Course	1 - 10	120,000.00
Greenhouse, Rodden Park	1 - 5	30,000.00
Street Lighting, Johnson St.	1 - 5	1,738.58
Sidewalks	1 - 10	1,867.44
Roadways, Princess St.	1 - 10	2,843.33
Storm Sewers	1 - 15	15,381.57
Watermains	1 - 15	125,125.16
		$1,357,279.08

7. That, as recommended by the Parks, Recreation and Property Committee, the following budget appropriation amendment be approved:

	Increase	Decrease
Parks - Capital Expenditures	$2,656.00	
Conservation Authority		$2,656.00

NOTE: The sum of $2,656.00 represents the City's share (82%) for sale of fill to Parks by the Conservation Authority.

Respectfully submitted,

CHAIRMAN.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 18 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 19 their second reading.

Ald. Cook, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 18 and 19 their third reading.

(e) That By-Laws 18 to 21 be given their third reading.

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act. (Clauses 1 and 4, Report No. 91).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7126)
Clauses 1 and 4, Report No. 91

(2) A By-Law to Authorize the Execution of an Agreement with Kingston Iron and Metal for Salvage Rights at the City Dump.

(TWO READINGS) (PROPOSED NO. 7127)
Clause 2, Report No. 93

(3) A By-Law to Amend By-Law No. 19, "A By-Law Respecting City Property and Public Parks". (Ice Rates Youth Centres).

(TWO READINGS) (PROPOSED NO. 7128)
Clause 4, Report No. 94

(4) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Group Dwellings).

(TWO READINGS) (PROPOSED NO. 7129)
Clause 2, Report No. 95

(5) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Group Dwellings).

(TWO READINGS) (PROPOSED NO. 7130)
Clause 2, Report No. 95

(6) A By-Law to Provide for the Licensing and Regulating of Public Halls.

(TWO READINGS) (PROPOSED NO. 7131)
Clause 1, Report No. 96

(7) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $26,000.00 for Construction of a 12 Inch Watermain and Service in Dalton Avenue from the Existing 8 Inch Watermain on the East Side of the C.P.R. Tracks Westerly 1150 Feet (8¼% - 10 Years).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7132)
Clause 6(a), Report No. 97

(8) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $164,323.00 for the Construction of Additional Lanes, Widening, Centre Boulevard, Curb, Gutter, Boulevards, Storm Drainage and Intersection Improvements in the Bath Road from 470 Feet West of Queen Mary Road to 250 Feet West of Palace Road, Including a Storm Outlet from 470 Feet West of Queen Mary Road to the Little Cataraqui Creek (8¼% - 10 Years).

(FIRST AND SECOND READING) (PROPOSED NO. 7133)
Clause 6(b), Report No. 97

(9) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $870,000.00 for Construction of a New Administration Building on Counter Street for the Public Utilities Commission (8¼% - 20 Years).

(FIRST AND SECOND READING) (PROPOSED NO. 7134)
Clause 6(c), Report No. 97

(10) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $120,000.00 for Construction of Phase II of the Kingston Municipal Golf Course (8¼% - 10 Years).

(FIRST AND SECOND READING) (PROPOSED NO. 7135)
Clause 6(d), Report No. 97

(11) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $30,000.00 for Construction of a Greenhouse in Rodden Park (8¼% - 5 Years).

(FIRST AND SECOND READING) (PROPOSED NO. 7136)
Clause 6(e), Report No. 97

(12) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $1,738.58 for the Installation of Street Lighting on Johnson Street from 33 Feet West of Roden Street to Portsmouth Avenue (8¼% - 5 Years).

(FIRST AND SECOND READING) (PROPOSED NO. 7137)
Clause 6(f), Report No. 97

(13) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $1,867.44 for the Reconstruction of Sidewalks (8¼% - 10 Years).

(FIRST AND SECOND READING) (PROPOSED NO. 7138)
Clause 6(g), Report No. 97

(14) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $2,843.33 for the Reconstruction of Pavement on Princess Street from Frontenac Street to Albert Street (8¼% - 10 Years).

(FIRST AND SECOND READING) (PROPOSED NO. 7139)
Clause 6(h), Report No. 97

(15) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $15,381.57 for the Construction of Certain Storm Sewers (8¼% - 15 Years).

(FIRST AND SECOND READING) (PROPOSED NO. 7140)
Clause 6(i), Report No. 97

(16) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $125,125.16 for the Construction of Certain Watermains (8¼% - 15 Years).

(FIRST AND SECOND READING) (PROPOSED NO. 7141)
Clause 6(j), Report No. 97

(17) A By-Law to Consolidate the Sums Authorized by Certain Money By-Laws into One Sum of $1,357,279.08 and to Borrow Same by the Issue of Debentures Therefor.

(FIRST AND SECOND READING) (PROPOSED NO. 7142)
Clause 6(k), Report No. 97

(18) A By-Law to Authorize the Execution of an Agreement with Sisters of Providence of St. Vincent de Paul and Dacon Corp. Ltd. (Committee of Adjustment Application No. 558).

(THREE READINGS) (PROPOSED NO. 7143)
(Committee of Adjustment)

(19) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception - M-6 Industrial Zone to Allow a Residence in M-6 Industrial Zone - East End of Elliot Avenue).

(SECOND AND THIRD READINGS) (PROPOSED NO. 7107)
Clause 2, Report No. 83
and
Clause 4, Report No. 95

(20) A By-Law to Authorize the Execution of an Amending Agreement with Cobourg Construction Company Limited (Contract 71-1W - Delete Section of Sidewalk Reconstruction and Decrease Contract Amount).

(THIRD READING) (PROPOSED NO. 7119)
Clause 9, Report No. 90

(21) A By-Law to Amend By-Law No. 24 "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 1, Report No. 86).

(THIRD READING) (PROPOSED NO. 7120)
Clause 1, Report No. 86

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 18

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, September 27, 1971, at 8:30 p.m., His Worship Mayor Swain presiding.

Moved by Ald. Brightman,
Seconded by Ald. Blaney,

That Rule 7 be suspended in order to permit the Council meeting to commence at 8:30 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (14).

PRESENTATION

Mayor Swain presented Queen's University Certificate of Completion of the Municipal Administration Course presented in co-operation with the Association of Municipal Clerks and Treasurers of Ontario to:

Mr. Graham H. Lodge

TABLING OF DOCUMENTS

(96) From Mr. L. E. Aylesworth, Sheriff, County of Frontenac, Grand Jury report presented to the Honourable Mr. Justice Henderson at the Supreme Court Assizes which commenced on September 7, 1971, commenting on the Kingston Psychiatric Hospital, Kingston Penitentiary, Frontenac County Court House and Quinte Regional Detention Centre.

(97) From the Bureau of Municipal Research, *"B.M.R. Comment"*, Bulletin #127 dated August 1971, entitled *"Amalgamation: A Solution to the Problems in Greater Moncton and Greater Fredericton?"*.

(98) From the Kingston Safety Council, minutes of their meeting held in the Council Chamber, City Hall, on Wednesday, September 15, 1971.

(99) From the Ontario Water Resources Commission, copy of their publication *"Watertalk"* dated July/August, 1971.

MINUTES

Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That the minutes of City Council Meeting No. 17, held September 13, 1971, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(380) From The Hon. Dalton Bales, Minister of Municipal Affairs, acknowledging receipt of Council's resolution (R.65(3)71) respecting the leasing of air space above the travelled portions of highways, and stating that he has forwarded the resolution to the internal Legislation Committee with the request that the matter be reviewed in consultation with the Department of Transportation and Communications in the hope that it might be possible to bring forward some form of enabling legislation for the next Session.

(381) From His Honour Judge Lane, awarding $3,876.51 in the City claim against Steacy's Limited for parking space rental at the Hanson Memorial Garage.

(382) From Mr. C. J. Keller, Executive Assistant to the Minister of Finance, acknowledging receipt of Council's resolution (R.90(6)71) opposing the granting of quit claim deeds by the City and the Federal Government for the proposed development of the Ontario Street Dock between Queen and Barrack Streets.

(383) Copy of Minutes of the Kingston Suburban Road Commission Meeting held on Monday, September 20, 1971, at the Court House.

CATIONS (cont'd)

To be Filed (cont'd)

From The Hon. C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's following resolutions:

(a) Subsidy on Administration and Operative Costs of Museums (R.90(2)71);

(b) Regional Government - Representation by Population (R.89(3)71);

(c) Perishable Foods - Coding of (R.89(4)71);

(d) Subsidies for Storm Sewer Pollution Abatement Programs (R.90(4)71).

From Mr. C. J. Keller, Executive Assistant to the Minister of Finance, acknowledging receipt of Council's resolution with respect to subsidies for storm sewer pollution abatement program (R.90(4)71).

From the United Fund Agencies, announcing that they are holding their "Inaugural Ball" in Memorial Hall, City Hall, on Friday, October 1, 1971. Members of Council are invited; tickets are available from the Personnel Office.

To be Referred to the Public Works Committee:

From Mr. D. A. Gordon, Clerk, Township of Kingston, notifying that the Township Council is prepared to proceed with the construction of the sidewalk in the Township of Kingston along Highway 33 if the City constructs a connecting sidewalk along the Bath Road at the same time.

From The Hon. Charles MacNaughton, Minister of Transportation and Communications, announcing that his Department will conduct five courses for municipal employees in 1972, and enclosing application forms, course outlines and general information sheets for the proposed courses. The expenses of persons attending these courses will be eligible for subsidy up to a limit of fifteen cents a mile car allowance, $7.00 per day for accommodation and $6.00 per day for meals.

Which Has Been Referred to the Public Works Committee:

From the Ontario Water Resources regarding complaints from residents of Portsmouth Avenue near Glengarry Road concerning debris and dead rats in the ditch opposite a storm sewer overflow, and stating that since this problem presents a public hazard to the residents located near the ditch, it is the opinion of their office that the storm sewer outfall be extended 250 feet beyond Portsmouth Avenue and the ditch be improved to the Little Cataraqui Creek.

To be Referred to the Social Services Committee:

From the City of Stratford, requesting that their following resolution be endorsed:

> *"WHEREAS municipalities receive subsidies for burial of indigents;*
>
> *AND WHEREAS this subsidy is based on 50% of the cost of burials;*
>
> *AND WHEREAS the cost of burials could vary from municipality to municipality and the increased costs in one municipality are shared by all taxpayers in the Province;*
>
> *THEREFORE the Council of the City of Stratford requests:*

COMMUNICATIONS (cont'd)

To be Referred to the Social Services Committee (cont'd)

(390) (cont'd)

(a) That the Minister of the Department of Social and Family Services be petitioned to amend the legislation so that the subsidy for the burial of indigents is a fixed sum of money rather than a percentage of the amount established by each municipality in the Province.

(b) That the Department of Municipal Affairs review the various grant structures so that subsidies, where applicable, are based on a more equitable means of distribution."

To be Referred to the City of Kingston Planning Board:

(391) From Headway Corporation Limited, copy of letter to their solicitor Mr. J. A. Taylor, 372 Bay Street, Toronto, suggesting that copies o the draft by-law be sent to the City of Kingston, and enclosing a c of the proposed plan of subdivision which will be attached to said by-law.

Which Has Been Referred to the City of Kingston Planning Board:

(392) From Limestone Homes Limited, requesting that the Planning Board re the Official Plan Amendment No. 59, Section 4(27) and 5(16), Barbar Avenue area, with the object of restoring multiple zoning.

To be Referred to the Fire, Legislation and Housing Committee:

(393) From the Public Health Engineering Service, Department of Health, regarding Ontario Regulation 113/71 - Public Swimming Pools, which came into force on May 1, 1971, and stating that the officer concern with the issuance of building permits is requested to indicate to al applicants that sub-section (1) of Section 5 of the Regulation state

> *"No person shall construct a public swimming pool, or alter the structure or the installed equipment of a pool until he has submitted final plans and specifications therefor to the Departmen and the approval by the Department of plans and specifications has been given."*

To be Referred to the Finance and Accounts Committee:

(394) From the Corporation of the Town of Whitby, requesting a contributio toward a relief fund which has been established for the benefit of s 300 home owners and tenants who suffered property damage and loss du a severe rain storm on August 28, 1971.

PETITIONS

Ald. Hagerman presented a petition, signed by 22 residents of the Albert Street area, requesting enforcement of the Minimum Housing Standards By-Law for houses located at 508-516 Albert Street.

(Referred to the Fire, Legislation and Housing Committee)

REPORTS

Ald. Keyes presented Report No. 91 of the Committee on Traffic and Streets as follows.

Council consented to the addition of Clause 4 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. McDougall, That Report No. 91 of the Traffic and Streets Committee be received and adopted clause by claus

REPORT NO. 91

e Mayor and Members of Council Kingston, September 21, 1971

The Traffic and Streets Committee reports and recommends as follows:

That a by-law be presented to Council to amend By-Law No. 24, (Traffic By-Law) to provide:

(a) that relocation of traffic signal lights at the intersection of Concession and Alfred Streets be approved as shown on the revised plans approved by the Department of Transportation and Communications;

(b) that angle parking on the south side of Market Street be converted to parallel parking;

(c) that Queen Street be a through street from the east side of Barrie Street to the west side of Barrie Street in accordance with the existing situation; and

(d) that Portsmouth Avenue be a through street from the south side of Valleyview Avenue to the north side of Valleyview Avenue in accordance with the existing situation.

(See By-Law No. 7126) *CARRIED*

That, as requested by the St. Lawrence Automobile Club, Ontario Street be closed between Market and Brock Streets from 6:00 p.m. to 9:00 p.m. on October 9, 1971, in conjunction with their 1,000 Islands Rally.

At the suggestion of Mayor Swain, Clause 2 was amended by the addition of the words "8th or" after the word "October" to read as follows:

That, as requested by the St. Lawrence Automobile Club, Ontario Street be closed between Market and Brock Streets from 6:00 p.m. to 9:00 p.m. on October 8th or 9th, 1971, in conjunction with their 1,000 Islands Rally.

CARRIED AS AMENDED 12:2.

That the Street Lighting Program for 1971 be approved in part as follows:

STREET	LOCATION	LIGHTS NO.	LIGHTS TYPE	ESTIMATED CAPITAL COST
JOHNSON	100 ft. west of Victoria St.	1	500W Incandescent	$150.
MACK	344 Mack Street	1	200W Incandescent	$125.
* BAY	McBurney Park	1	500W Incandescent Floodlight	$ 80.

* NOTE: The floodlight at McBurney Park has been installed and is included for confirmation.

CARRIED

(e) That Dufferin Street be converted to a one-way street for eastbound traffic.

(See By-Law No. 7126) *CARRIED*

Respectfully submitted,

(signed) K. Keyes (CHAIRMAN)
J. Lorne McDougall
Tom Hagerman
G. Vosper
G. L. Webb

Ald. Timmins presented Report No. 92 of the Committee on Social Services as follows.

Moved by Ald. Timmins, seconded by Ald. Hagerman, That Report No. 92 of the Social Services Committee be received and adopted clause by clause.

REPORT NO. 92

To the Mayor and Members of Council Kingston, September 14, 1971

The Social Services Committee reports and recommends as follows:

1. That NO ACTION be taken on the following resolution of the City of Oshawa

> *"THAT the Council of the City of Oshawa concur with the views of the Oshawa and District Labor Council in voicing disagreement with the proposals put forward in the Federal Government's White Paper on Unemployment Insurance which would eliminate seasonal benefits thereby reducing from 78 weeks to 51 weeks the maximum period for which benefits might be claimed, which would increase the waiting period to two weeks from the present one week, and which would introduce a phasing period directly related to the percentage of unemployment on a regional and national level, as these provisions will increase welfare costs to municipalities and further, that this resolution be forwarded to other municipalities in Canada for their endorsation."*

NOTE: A copy of a booklet entitled "Guide to the New Unemployment Insurance" will be distributed with the agenda.

CARRIED

2. WHEREAS the General Welfare Assistance payments of the City of Kingston, have with a single exception, shown increases in every year from 1960 to 1970, having risen from $188,000. in 1960 to $365,000. in 1965 and to $1,278,000. in 1970 and this rise is still continuing. Expenditures for the first 8 months of 1971 totalled $1,267,000. for general assistance as compared to $1,278,000. for the full 12 months of 1970 (see attached graph

AND WHEREAS these rates of increase are totally insupportable, being about 16.75 per cent per year for the whole period 1960-1970 and 25.73 per cent for the recent period 1965-1970, producing direct payments of $4.3 millions at 1980 using the 1960-1970 trend, or $10.5 millions using the 1965-70 trend;

AND WHEREAS there is no reason to believe that the experience of the City of Kingston is in any way unusual but is merely another indication that the granting of welfare assistance in this Province has gone out of control

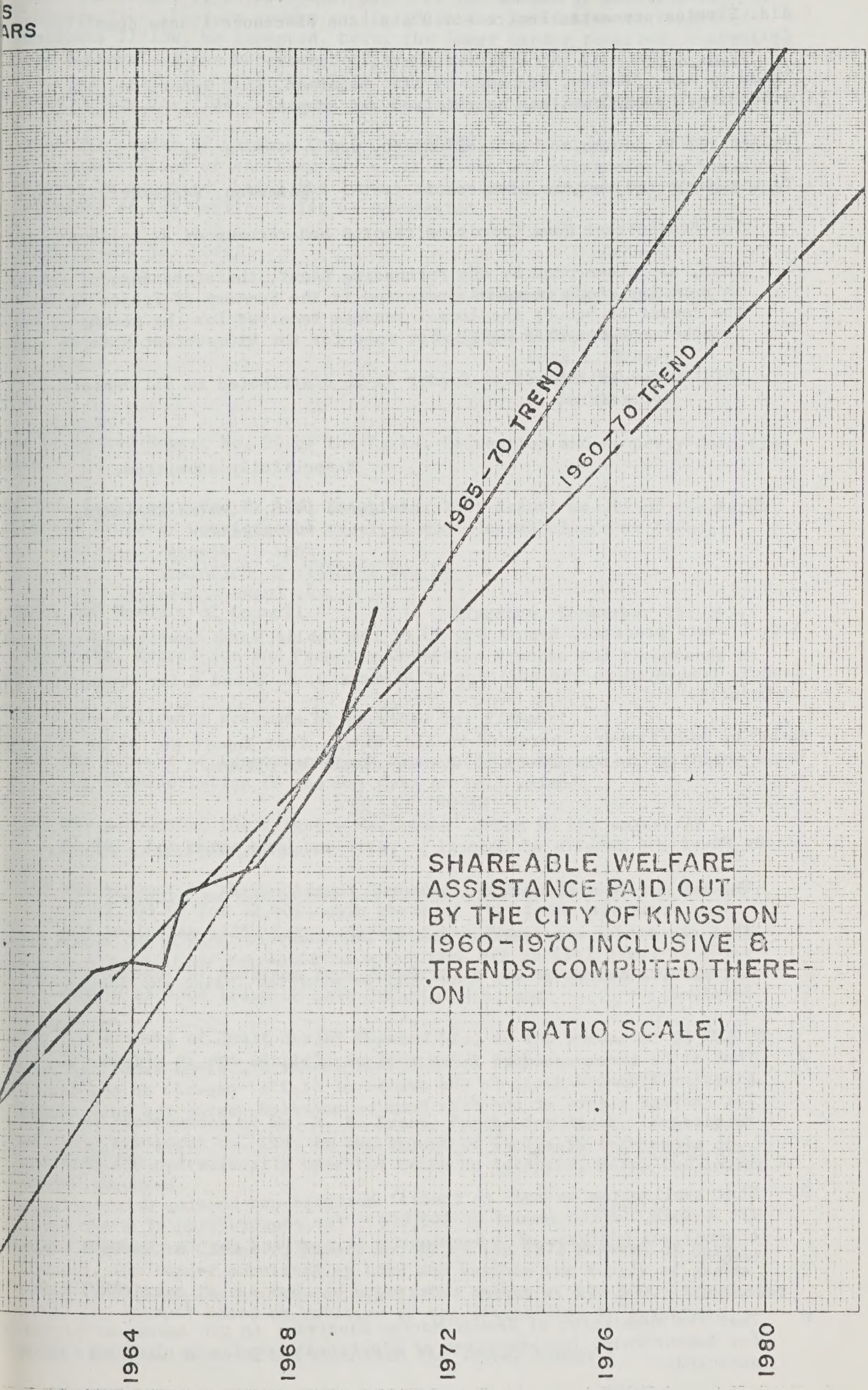
THEREFORE BE IT RESOLVED that this Council appeal to the Provincial Government to amend The General Welfare Assistance Act to permit municipalities to adopt policies which are less likely to be disruptive of family relationships than are the present regulations. The object is to reduce total costs and make it possible to apply the funds available with more imagination and with a greater likelihood of eventual independence for those presently in need;

AND that copies of this resolution should be circulated to other cities of the province asking for their endorsement.

CARRIED 13:1
(Ald. Webb opposed)

Respectfully submitted,

(signed) *D. G. Timmins* (CHAIRMAN)
Tom Hagerman
Earl J. Blaney
V. C. Brightman
J. Lorne McDougall



SHAREABLE WELFARE ASSISTANCE PAID OUT BY THE CITY OF KINGSTON 1960-1970 INCLUSIVE & TRENDS COMPUTED THEREON

(RATIO SCALE)

Council consented to the presentation of Report No. 92A of the Rideaucrest Committee, which did not appear on the Agenda.

Ald. Timmins presented Report No. 92A of the Rideaucrest Home Committee as follows.

Moved by Ald. Timmins, seconded by Ald. Hagerman, That Report No. 92A of th Rideaucrest Home Committee be received and adopted.

REPORT NO. 92A

To the Mayor and Members of Council Kingston, September 27, 1971

The Rideaucrest Home Committee reports and recommends as follows:

1. That, as recommended by the Purchasing Agent, the acceptance of tenders in part for those items as indicated in the Summary of Tender 71-36, be the lowest or one of the lowest tenders received for the months of Octo November and December, 1971, for food for the Rideaucrest Home, be appro

NOTE: Copy of Summary of Tender 71-36 distributed to all members of Council.

CARRIED

Respectfully submitted,

(signed) *D. G. Timmins* (CHAIRMAN)
Tom Hagerman
Earl J. Blaney
V. C. Brightman
J. Lorne McDougall

Ald. Travers presented Report No. 93 of the Public Works Committee as follow

Council consented to the addition of Clauses 3, 4, 5 and 6 for presentation to Council.

Moved by Ald. Travers, seconded by Ald. Watts, That Report No. 93 of the Publ Works Committee be received and adopted clause by clause.

REPORT NO. 93

To the Mayor and Members of Council Kingston, September 20, 1971

The Public Works Committee reports and recommends as follows:

1. That the tender submitted by Mr. K. Mulrooney for supply of 35,000 cubic yards of earth fill at the unit price of $0.64 per cubic yard to be used for daily coverage at the dump site be accepted, being the lowest tender received.

CARRIED

2. That it be recommended to Council that Tender No. 71-41 submitted by Kingston Iron and Metal in the amount of $1,276. payable to the City for salvage rights at the City Dump be accepted, being the only tender received.

(See By-Law No. 7127) *CARRIED*

3. That application be made to Central Mortgage and Housing Corporation for a loan, in the amount of $42,000., for construction of a new inlet channel and purchase of a barminutor as provided for in the 1971 Capital Budget.

CARRIED

4. That the submission of Seaway Marine Electric, in the amount of $1,650.0 for labour only, for provision of electrical service at City Yard be accepted.

CARRIED

No. 93 - Public Works Committee (cont'd)

That the tender of L. M. Welter Ltd., in the amount of $664,846.94, for construction of storm sewers as listed in the Invitation to Tender of Contract 71/13W, be accepted, being the lower tender received, subject to the approval of the Department of Transportation and Communications.

(See By-Law No. 7145) *CARRIED*

That the tender of Caribou Construction Inc., in the amount of $41,585.25, for construction of sanitary and storm sewers and watermains in Benson Street be accepted, being the lowest tender received, subject to the concurrence of the Public Utilities Commission.

(See By-Law No. 7144) *CARRIED*

Respectfully submitted,

(signed) *D. J. Travers*
Earl J. Blaney
J. L. McDougall
E. Watts

ook presented Report No. 94 of the Parks, Recreation and Property Committee lows.

by Ald. Cook, seconded by Ald. Brightman, That Report No. 94 of the Parks, tion and Property Committee be received and adopted clause by clause.

REPORT NO. 94

Mayor and Members of Council Kingston, September 15, 1971

The Parks, Recreation and Property Committee reports and recommends as s:

That the following accounts be approved for payment:

(a) the account of Frontenac Coach Lines Ltd. in the amount of $1,260. for transportation to the Day Camp on Bell Island;

(b) the account of the Kingston Musicians' Union in the amount of $1,941. for three band concerts;

(c) the account of the Cataraqui Conservation Authority in the amount of $3,365.60 for 32,406 cubic yards of fill @ 10¢ per cubic yard and including $125. for landscaping the pit;

(d) the account of Anderson Bros. Limited in the amount of $717.02 for supply of food items to Lake Ontario Park; and

(e) the account of Smart Turner Hayward Ltd. in the amount of $1,053.70 for supply of one electric suction water pump.

CARRIED

That, as recommended by Mr. M. J. Ewart, Purchasing Agent, the tender of Craig Equipment Co. Ltd. in the amount of $4,126.50 for supply of one HIAB 550 hydraulically operated crane be accepted, being the lowest tender received.

CARRIED

That, further to Clause 2, Report No. 82 of the 1971 Minutes of City Council, the tender submitted by Lord and Burnham for supply of greenhouse facilities in the reduced negotiated amount of $15,500. (Provincial Sales Tax exempt) based on revision of specifications, be accepted.

NOTE: Lord and Burnham had submitted the lowest tender.

CARRIED

Report No. 94 - Parks, Recreation and Property Committee (cont'd)

4. That a by-law be presented to Council to amend By-Law No. 19, "A By-Law Respecting City Property and Public Parks", by deleting from Section 31 the rate structure for ice time at the Elmer and Cook Youth Centres and substituting in lieu thereof the following rate structure:

ICE TIME FOR	RENTAL RATE PER HOUR AT ALL TIMES
Minors except tournaments	$10.00
Adults	$15.00
Tournaments including Minors	$20.00

(See following motion to amend)

Moved by Ald. Matthews,
Seconded by Ald. Hagerman,

That Clause 4, Report No. 94, be amended by deleting the amount of $10.00 for Minors, and substituting therefor the original cost of $8.50 per hour.

LOST 4:10

The original clause 4, as printed above, was *CARRIED 10:4.*

(See By-Law No. 7128)

Respectfully submitted,

(signed) *W. T. J. Cook* (CHAIRMAN)
V. C. Brightman
J. L. Keenleyside
D. J. Travers
G. L. Webb

Ald. Vosper presented Report No. 95 of the City of Kingston Planning Board as follows.

Moved by Ald. Vosper, seconded by Ald. Travers, That Report No. 95 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 95

To the Mayor and Members of Council Kingston, September 23, 1971

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS the Department of Municipal Affairs has requested the comments of the City of Kingston with respect to the proposed Official Plan for the Pittsburgh Township Planning Area; and,

WHEREAS the Plan has been examined by the Technical Planning Committee and the Planning Board;

BE IT RESOLVED that the Department of Municipal Affairs be advised that the City of Kingston requests that the Official Plan be revised to provide for the following:

(1) Schedule "B" Transportation Plan -

(a) Delete "Alternative Bridge Crossing".

(b) Redesignate the Gore Road "Proposed Bridge Crossing" as "Proposed No. 2 Bridge Crossing".

(c) Redesignate the "Proposed Bridge Crossing" south of Barriefield as "Proposed No. 1 Bridge Crossing".

o. 95 - City of Kingston Planning Board (cont'd)

(cont'd)

(2) Section 3 "Land Use Policy" -

Subsection 2 "Open Space" to contain a statement to the effect that notwithstanding that the predominant use of Open Space shall be for conservation, recreation or agricultural use, enlargement of the City of Kingston Sewage Disposal Plant will be permitted on land presently owned by the City.

CARRIED

WHEREAS Section 47(b) of By-Law No. 3078 which prevents the erection of one dwelling behind another on the same lot is in conflict with Section 4 (Definitions) which provides for group housing projects wherein which the erection of dwellings or groups of dwellings behind each other are acceptable; and,

WHEREAS By-Law 3077 does not contain a definition of group dwellings;

BE IT RESOLVED that Section 47 (b) of By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' be amended by the addition of the following:

"However, this shall not prohibit the erection of group or row dwellings as defined in Section 4 of the By-Law."

AND THAT, Section 10, of By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" be amended by the addition of the following definition:

"Dwelling, Group shall mean one or more buildings, not more than 2½ storeys in height, containing dwelling units and arranged around the sides of a court which opens on to a street, including one-family, two-family, row or multiple dwellings and court apartments."

AND THAT Section 9.4.2(b) of By-Law 3077 be amended by the addition of the following:

"However, this shall not prohibit the erection of group or row dwellings as defined in Section 10 of the by-law.".

(See By-Laws No. 7129 & 7130) *CARRIED*

WHEREAS Official Plan Amendment No. 59 now before the Minister of Municipal Affairs is divided into primary land use categories as shown on Schedule A-1; and,

WHEREAS in accordance with the policies contained within Official Plan Amendment No. 59 each of the primary land uses allows a number of secondary or supporting land uses; and,

WHEREAS in the opinion of Planning Board it is desirable that it be made clear that it is the intention of Official Plan Amendment No. 59 that compatible secondary uses be allowed without requiring an Official Plan amendment:

THEREFORE BE IT RESOLVED that the Minister of Municipal Affairs be requested to modify official plan amendment No. 59 by adding to the "Interpretation" section the following clause:

"It is not intended that the land use classifications as shown on Schedule 'A-1' be totally restrictive. Each classification shall allow one predominant use which shall be the classification named. In addition, each classification shall allow the secondary or supporting compatible uses which are listed in Chapter 5 under 'Definitions' and 'Specific Areas', and also as shown in Schedule 'F' - 'Control of Land Uses'. These secondary uses shall be allowed under development control without requiring a formal Official Plan Amendment."

CARRIED

Report No. 95 - City of Kingston Planning Board (cont'd)

4. WHEREAS City Council has given one reading to a by-law amending zoning by-law No. 3078 to allow construction of a residence on the property of Peter Music at the east end of Elliot Avenue; and,

WHEREAS a site plan was to be submitted to the City for approval before final reading was given to the amending by-law; and,

WHEREAS members of the Technical Planning Committee have examined the plan and it does not present any technical problems; and,

WHEREAS the plan proposes development that is appropriate and desirable for the site;

THEREFORE BE IT RESOLVED that the site plan prepared by Peter Music dated September 9, 1971, scale 1" = 20' be approved and that it be attached to the amending zoning by-law. (By-Law No. 7107, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Exception - M-6 Industrial Zone to Allow a Residence in M-6 Industrial Zone - East End of Elliot Avenue)".
(See By-Law No. 7107) *CARRIED*

5. WHEREAS Mr. J. B. Sampson, Trustee, has made application to rezone 5.567 acres of land at the south-west corner of Division and Kirkpatrick Streets from R2 Residential to R3 Residential; and,

WHEREAS the proposed development is in conformity with the Official Plan existing and in force and with Official Plan Amendment No. 59 now before the Minister; and,

WHEREAS the applicant has submitted a revised plan in lieu of the plan recommended for approval by the Board on October 22, 1970 and said plan is an improvement over the original plan;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant, which, in addition to the City's standard requirements in respect to municipal services, will provide for the following:

(a) Land deeded to the City to widen Division Street to 43 ft. from centre line.

(b) The existing surface drainage over the site to be maintained and a grading plan to be submitted to the City for approval by the City Engineer.

(c) Sidewalks to be provided along the entire Division and Kirkpatrick Streets frontage.

(d) The applicant to pay the City's standard sewer surcharge for multiple housing.

(e) Water supply and fire hydrants to the standard of the Municipal Fire Protection of the Canadian Underwriters Association, and suitable access for emergency fire vehicles.

(f) That a landscaping plan be approved by the Planning Board and Council before third reading is given to the by-law.

(2) That the site plan submitted by the applicant, Scale 1" = 30' dated August 1971, and revisions as shown on a plan prepared by the Planning Department, Scale 1" = 30 ft., dated September 23, 1971, be attached to the amending zoning by-law; and,

BE IT FURTHER RESOLVED that after the above mentioned conditions have been met, Zoning By-Law 3078 be amended from R2 Residential to R3 Residential on a 5.567 acre site as shown on a plan of survey by Humphries & Burgham, O.L.S., Scale: 1" = 50 ft., dated October 10, 1969.

CARRIED

No. 95 - City of Kingston Planning Board (cont'd)

That the application of Mr. T. J. Lewis, 908 Division Street for a change in the Official Plan designation of "Residential" to "Commercial" and a zone change from "R2 Residential" to "Commercial" to allow the continued use of his property for a residence and a trucking business with an office in the basement of the residence be not approved.

(See following motion to refer back to Planning Board)

Moved by Ald. Hagerman,
Seconded by Ald. Keenleyside,

That Clause 6 of Report No. 95 be referred back to the Planning Board until they find out whether or not this is a non-conforming use.

LOST 6:8

Original Clause 6, as printed above, was *CARRIED 10:4*.

Respectfully submitted,

(signed) *E. V. Swain*
G. Vosper

thews presented Report No. 96 of the Committee on Fire, Legislation and as follows.

Ald. Matthews, seconded by Ald. Keenleyside, That Report No. 96 of the e on Fire, Legislation and Housing be received and adopted clause by clause.

REPORT NO. 96

Mayor and Members of Council Kingston, September 23, 1971

The Committee on Fire, Legislation and Housing reports and recommends as

That a by-law be presented to Council to provide for the licensing and regulating of public halls.

NOTE: Copy of draft by-law distributed to members of Council with the Council Agenda.

(See By-Law No. 7131) *CARRIED*

That, as requested by the Kingston and District Credit Union Chapter, Thursday, October 21, 1971, be proclaimed as "Credit Union Day" in Kingston.

CARRIED

Respectfully submitted,

(signed) *K. W. Matthews* (CHAIRMAN)
J. L. Keenleyside
Earl J. Blaney
G. Vosper
E. Watts

es presented Report No. 97 of the Committee on Finance and Accounts as

consented to the addition of clauses 8 to 15 for presentation to Council.

Ald. Keyes, seconded by Ald. Matthews, That Report No. 97 of the e on Finance and Accounts be received and adopted clause by clause.

REPORT NO. 97

To the Mayor and Members of Council Kingston, September 22, 1971

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the City of St. Thomas be endorsed:

> "*WHEREAS the Conservation Authorities Act, 1968, as amended, empowers an authority to undertake projects to further the conservation, restoration, development and management of natural resources;*
>
> *AND WHEREAS many projects undertaken by conservation authorities are predominantly recreational in nature and purpose, as opposed to the protection and preservation of natural resources existing within the watershed;*
>
> *AND WHEREAS the boundaries of conservation authorities are based on heights of land between watersheds and as a result do not usually follow municipal boundaries;*
>
> *AND WHEREAS the benefits derived from projects of a recreational nature do not relate to the boundaries of conservation authorities and frequently areas and municipalities outside of the watershed receive the benefits without making any direct payment toward either the acquisition, development or maintenance of such project*
>
> *NOW THEREFORE BE IT RESOLVED that The Conservation Authorities Act 1968, as amended, be further amended together with the Regulations as required, to provide for a higher Provincial grant applicable to all expenditures for the acquisition, development and operation of projects undertaken by conservation authorities of a nature and purpose predominantly in the field of recreation."*

CARRIED

2. That, since the lease with Captain Dods for the Federal drydock property on Kingston's waterfront has been terminated, Council re-affirm its decision of May 25, 1970, as follows:

> "That, as recommended by the Planning Board:
>
> It is desirable that the use of waterfront and adjacent properties to the Etron Development between Gore and West Streets be considere as a unit, and that therefore the City investigate the possibility of the C.S.L. property, the Federal drydock, and related propertie being acquired as a land assembly scheme, and the Federal governme be informed of the City's interest in the development and disposition of the Federal property."

CARRIED

3. That, as recommended by the Traffic and Streets Committee, the Corporatio of the City of Kingston advise the Provincial Government of its oppositio to the proposed relocation of the Wolfe Island Ferry Service (except durir the months of January and February when a relocation would reduce the haza of open water) because it would:

   (a) interrupt about 140 years of beneficial economic activity in the City by residents of Wolfe Island;

   (b) make it more difficult for citizens and visitors to travel to Wolfe Island to enjoy its beauty in summer;

   (c) cause every pedestrian ferry user to become a potential car driver, thereby increasing the demand for space with a concomitant loss of service for any given size of ferry;

   (d) change traffic patterns and cause traffic problems in areas such as LaSalle Causeway where increased traffic will cause further congestion.

(See following motion to amend)

. 97 - Finance and Accounts Committee (cont'd)

oved by Ald. Timmins,
econded by Ald. Webb,

That Clause 3 of Report No. 97 be amended by the addition of the ollowing:

(e) result in some possible economic loss to the downtown merchants.

LOST 6:8

he original Clause 3, as printed on the Agenda, was *CARRIED 12:2*

(See following recorded vote)

EAS: Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Timmins, Ald. Travers, Ald. Webb.

AYS: Ald. Travers, Ald. Watts.

hat, as recommended by the Clerk-Comptroller and the City Treasurer, n view of the supplementary subsidy allocation for maintenance, as uthorized by the Minister of the Department of Transportation and ommunications, the following budget appropriation transfers be approved:

		Increase
REVENUE		
CONT. FROM OTHER GOV. (SUBSIDIES)		$168,500.00
Ontario - Roadways		
EXPENDITURES		
Public Works Committee		
Winter Control Program	$147,880.	
Less amount previously transferred	- 52,000.	$ 95,880.00
Finance Committee		
Contingencies - Unclassified		72,620.00
		$168,500.00

CARRIED

hat, as recommended by the Police Commission, the following budget ppropriation amendment be approved:

	Increase	Decrease
Police Commission		
Capital Expenditures		
Financed from Current Revenue	$ 2,000.	
Finance Committee		
Contingencies - Unclassified		$ 2,000.

CARRIED

a) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $26,000.00 for construction of a 12-inch watermain and service in Dalton Avenue from the existing 8-inch watermain in east side of the C.P.R. tracks westerly 1150 feet - Interest rate 8½%, 10 years.

Work authorized by By-Law No. 6530, estimated cost $42,991.00.

(See By-Law No. 7132)

Report No. 97 - Finance and Accounts Committee (cont'd)

6. (cont'd)

(b) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $164,323.00 for the Construction of additiona lanes, widening, centre boulevards, storm drainage and intersection improvements from 767 feet west of Queen Mary Road to 140 feet west of Palace Road, including storm sewer outlets beyond the limits of the Bath Road, as a charge to the General Rate. Interest rate 8¼%, 10 year

Work authorized by By-Law No. 6203, as amended by By-Law No. 6786, debenture amount of $164,323.99.

(See By-Law No. 7133)

(c) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $870,000.00 for construction of a new administration building on Counter Street for the Public Utilities Commission. Interest rate 8¼%, 20 years.

Work authorized by By-Law No. 6989, debenture amount of $870,000.00.

(See By-Law No. 7134)

(d) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $120,000.00 for construction of Phase II of the Kingston Municipal Golf Course. Interest rate 8¼%, 10 years.

Construction approved by By-Law No. 7000, debenture amount of $120,000.

(See By-Law No. 7135)

(e) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $30,000.00 for construction of a Greenhouse in Rodden Park. Interest rate 8¼%, 5 years.

Construction authorized by By-Law No. 7001, debenture amount of $30,000

(See By-Law No. 7136)

(f) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $1,738.58 for installation of street lighting as local improvements on Johnson Street from 33 feet west of Roden Stre to Portsmouth Avenue. Interest rate 8¼%, 5 years.

Work authorized by By-Law No. 6349, debenture amount of $1,738.58.

(See By-Law No. 7137)

(g) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $1,867.44 for reconstruction of certain sidewalks as local improvements. Interest rate 8¼%, 10 years.

Work authorized by By-Laws Numbers 6647, 6705, 6404 and 6648, debenture amount of $1,867.44.

(See By-Law No. 7138)

(h) That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $2,843.33 for reconstruction of pavement on Princess Street from Frontenac Street to Albert Street, as a local improvement. Interest rate 8¼%, 10 years.

Work authorized by By-Law No. 6045, debenture amount of $2,843.33.

(See By-Law No. 7139)

97 - Finance and Accounts Committee (cont'd)

ont'd)

That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $15,381.57 for construction of certain storm sewers as local improvements. Interest rate 8¼%, 15 years.

Work authorized by By-Laws Numbers 6152, 6681, 6334, 6151 and 6423, debenture amount of $15,381.57.

(See By-Law No. 7140)

That a by-law be presented to Council to authorize the borrowing upon debentures of the sum of $125,125.16 for construction of certain watermains as local improvements. Interest rate 8¼%, 15 years.

Work authorized by By-Law Numbers 6657, 6529A and 6529B, debenture amount of $125,125.16.

(See By-Law No. 7141)

That a by-law be presented to Council to consolidate the following sums into one sum and provide for the borrowing thereof at an interest rate of 8¼%:

	Term in Years	Amount
Watermain & Service, Dalton Avenue	1 - 10	$ 26,000.00
Bath Road Construction	1 - 10	164,323.00
P.U.C. Administration Building	1 - 20	870,000.00
Phase II, Municipal Golf Course	1 - 10	120,000.00
Greenhouse, Rodden Park	1 - 5	30,000.00
Street Lighting, Johnson Street	1 - 5	1,738.58
Sidewalks	1 - 10	1,867.44
Roadways, Princess Street	1 - 10	2,843.33
Storm Sewers	1 - 15	15,381.57
Watermains	1 - 15	125,125.16
		$1,357,279.08

(See By-Law No. 7142) *CARRIED*

it, as recommended by the Parks, Recreation and Property Committee, the lowing budget appropriation amendment be approved:

	Increase	Decrease
ks - Capital Expenditures	$2,656.00	
servation Authority		$2,656.00

E: The sum of $2,656.00 represents the City's share (82%) for sale of fill to Parks by the Conservation Authority.

CARRIED

it, as recommended by the Fire, Legislation and Housing Committee, the lowing budget appropriation amendment be approved:

	Increase	Decrease
ISLATION & HOUSING		
eral Administration - Advertising	$750.00	
ial & Family Services - Housing - General		$500.00
Write-Offs		250.00
	$750.00	$750.00

Report No. 97 - Finance and Accounts Committee (cont'd)

8. (cont'd)

NOTE: The transfer of funds is requested to provide for the following advertising costs:

Ward Boundary Changes	$310.80
Rotary Club Anniversary Congratulations and Lions Club Welcome Ads	165.24
Proclamations for the balance of the year:	
Kingston Symphony Week (authorized)	20.00
Garry Young Day (authorized)	20.00
United Fund Month	20.00
Credit Union Day	20.00
Transit Week	20.00
Standard Time Ad	20.00
Remembrance Day	20.00
Xmas Greetings - Mayor and Members of Council	100.00
Boxing Day	20.00
	$736.04

CARRIED

9. That, as recommended by the Negotiating Committee, notwithstanding the provisions of By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston", summe office hours be extended to include Friday, October 1, 1971, so that the office hours will be uniform for the entire week commencing September 27, 1971.

NOTE: Summer hours are 8:30 a.m. to 4:30 p.m. with one hour for lunch. Regular hours are 9:00 a.m. to 5:00 p.m. with one hour for lunch.

CARRIED

10. That, as recommended by the Public Works Committee, by-laws be presented tc Council to:

(a) amend By-Law No. 6836, "A By-Law to Authorize the Construction of an 18" Storm Sewer in Division Street from Kirkpatrick Street to 26' South of Day Street at an Estimated Cost of $21,700.00, Under the Provisions of Section 8 of The Local Improvement Act", to provide for a revision of costs as follows:

	By-Law 6836	Revised
Total estimated cost	$21,700.00	$28,507.36
Owners' Share	2,793.30	2,793.30
Est. D.T.C. Share	9,453.35	12,857.03
Est. City's Share	9,453.35	12,857.03
Est. Debenture Amount	12,246.65	15,650.33

(See By-Law No. 7146)

- and -

(b) amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)", to re-allocate the following 1971 Public Works Committee Capital Works expenditures as follows:

	Increase	Decrease
GENERAL RATE PROJECTS		
Garbage Disposal - Pulveriser (leaves balance of $521,596.00)	-	$3,404.00
LOCAL IMPROVEMENTS		
Storm Sewer - Division St. from Kirkpatrick to 26' South of Day Street	$3,404.00	-

(See By-Law No. 7147) *CARRIED*

No. 97 - Finance and Accounts Committee (cont'd)

That, as recommended by the Public Works Committee, by-laws be presented to Council to:

(a) amend By-Law No. 6493, "A By-Law to Authorize the Construction of Certain Storm Sewers Under the Provisions of Section 8 of The Local Improvement Act (Area "C" - Phase V)," to provide for a revision of costs as follows:

	By-Law 6493	Revised
Total estimated cost	$156,079.04	$270,000.00
Owners' share	15,961.11	15,961.11
Estimated D.T.C. Share	46,047.62	125,340.64
Estimated City's Share	94,070.31	128,698.25
Estimated Debenture Amount	110,031.42	144,659.36

(See By-Law No. 7148)

(b) amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)", to re-allocate the following 1971 Public Works Committee Capital Works expenditures as follows:

	Increase	Decrease
GENERAL RATE PROJECTS		
Garbage Disposal - Pulveriser (leaves balance of $486,968.00)	-	$34,628.00
LOCAL IMPROVEMENTS		
Storm Sewer Separation Area "C" - Phase V	$34,628.00	-

(See By-Law No. 7147)

CARRIED

That, as recommended by the Public Works Committee, by-laws be presented to Council to:

(a) amend By-Law No. 6487, "A By-Law to Authorize the Construction of Storm Sewers in Portions of Patrick Street, Joseph Street, Division Street and Fraser Street Under the Provisions of Section 8 of The Local Improvement Act", to provide for a revision of costs as follows:

	By-Law 6487	Revised
Total estimated cost	$200,000.00	$255,300.00
Owners' share	9,663.06	9,663.06
Estimated D.T.C. Share	34,430.33	66,406.86
Estimated City's Share	155,906.61	179,230.08
Estimated Debenture Amount	165,569.67	188,893.14

(See By-Law No. 7149)

- and -

(b) amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)", to re-allocate the following 1971 Public Works Committee Capital Works expenditures as follows:

	Increase	Decrease
GENERAL RATE PROJECTS		
Garbage Disposal - Pulveriser (leaves balance of $463,644.00)	-	$23,324.00
LOCAL IMPROVEMENTS		
Storm Sewer - Patrick/Joseph/Division/Fraser	$ 23,324.00	-

(See By-Law No. 7147)

CARRIED

Report No. 97 - Finance and Accounts Committee (cont'd)

13. That, as recommended by the Public Works Committee, by-laws be presented Council to:

(a) amend By-Law No. 6810, "A By-Law to Authorize the Construction of a Sewer in Easement Adjacent to King Street from Portsmouth Avenue West 1,018 Feet and in Portsmouth Avenue from King Street to Johnson Stree Including Relocation of Pole Line on Portsmouth Avenue under the Provisions of Section 8 of The Local Improvement Act", to provide fo revision of costs as follows:

	By-Law 6810	Revised
Total estimated cost	$240,000.00	$266,000.0
Owners' Share	12,379.38	12,379.3
Estimated D.T.C. Share	99,448.55	109,653.1
Estimated City's Share	128,172.07	143,967.5
Estimated Debenture Amount	140,551.45	156,346.8

(See By-Law No. 7150)

- and -

(b) amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)", to re-allocate the following 1971 Public Works Committee Capital Works expenditures as follows:

	Increase	Decrease
GENERAL RATE PROJECTS		
Garbage Disposal - Pulveriser (leaves balance of $447,848.00)	-	$15,796.0
LOCAL IMPROVEMENTS		
Storm Sewer - King/Portsmouth	$15,796.00	-

(See By-Law No. 7147)

CARRIED

14. That, as recommended by the Public Works Committee, in the event the Onta Municipal Board withhold approval on any or all of the proposed amendment By-Laws No. 6836, 6493, 6487, and 6810, provision be made in the 1972 Bud to finance the additional costs from revenue.

CARRIED

15. That the City of Kingston accept the proposal of June 15th, 1971, for establishment of the Kingston Reclamation Project by advising the Glass Container Council of Canada of its willingness to participate in the proj on the basis outlined in the Proposal for the Kingston Reclamation Projec by R. H. Clark and J. H. Brown, dated June 15, 1971.

CARRIED 13:1

(See Recorded Vote)

YEAS: Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Webb.

NAYS: Ald. Watts.

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMA
K. Keyes
W. T. J. Cook
K. W. Matthews
D. G. Timmins

UNFINISHED BUSINESS

Ald. Cook requested that the Traffic and Streets Committee take a survey o home owners on University Avenue, from Union Street to Earl Street, Division Street, Clergy Street to Earl Street, and Clergy Street, University Avenue to Barrie Street, with respect to two hour parking meters.

Ald. Matthews said that extensive vandalism had occurred in Centennial School, John Graves Simcoe School, and Rideau Heights School. He suggested tha the County Board of Education should discuss with the Separate School Board the possibility of employing a security guard during the hours of 10 p.m. to 3 a.m.

Mayor Swain said that a delegation from the County Board of Education had appeared before the Police Commission to discuss the problem of vandalism in th schools. It had been agreed that it was impossible for the Police Department t provide adequate protection, and the suggestion of security guards had been discussed. It had been noted that the cost would be substantial.

Ald. Matthews said that if the vandals were caught they should be sentence to jail and required to make restitution.

- -

ED BUSINESS (cont'd)

ld. Watts said he had been called about the wrecking of the playground at Duncan McArthur School. He telephone the Parks Administrator to have ground equipment removed, which was carried out in a prompt manner. He ded that playground equipment should be removed early in September.

ld. Cook said that he was pleased to report that through the co-operation rks Committee, eight parks employees were transferred to Public Works and off.

ld. Webb referred to the vandalism problem and suggested that Dean Swift nswer to the problem of rowdy children - "Fatten them and eat them".

ouncil consented to the addition of By-Laws 22 to 28 for presentation l.

oved by Ald. Cook,
econded by Ald. Keyes,

That By-Laws 1 to 18, plus 22 to 28, receive their first reading.

CARRIED

oved by Ald. Matthews,
econded by Ald. McDougall,

That Council resolve itself into a Committee of the Whole to give y-Laws 1 to 19, plus 22 to 28, their second reading.

ld. Cook, Chairman.

CARRIED

oved by Ald. Timmins,
econded by Ald. Travers,

That Council rise from the Committee of the Whole and the Chairman eport that the by-laws have been considered in the Committee of the hole and have received their second reading.

CARRIED

ld. Cook reported that By-Laws 1 to 19, plus 22 to 28, had been considered n the Committee of the Whole and had received their second reading.

ved by Ald. Vosper,
conded by Ald. Watts,

That Rule 35 be suspended for the purpose of giving By-Laws 18 and their third reading.

CARRIED

ved by Ald. Webb,
conded by Ald. Blaney,

That By-Laws 18 to 21 be given their third reading.

CARRIED

By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the ghways of the City of Kingston, Subject to the Provisions of The Highway affic Act". (Clauses 1 and 4, Report No. 91).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7126)
Clauses 1 and 4, Report No. 91

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

BY-LAWS (cont'd)

(2) A By-Law to Authorize the Execution of an Agreement with Kingston Iron and Metal for Salvage Rights at the City Dump.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7127)
Clause 2, Report No. 93

FIRST READING - CARRIED 1
SECOND READING - CARRIED 1

(3) A By-Law to Amend By-Law No. 19, "A By-Law Respecting City Property an Public Parks". (Ice Rates Youth Centres).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7128)
Clause 4, Report No. 94

FIRST READING - CARRIED 1
SECOND READING - CARRIED 1
(Ald. Matthews oppose

(4) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law f the City of Kingston" (Group Dwellings).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7129)
Clause 2, Report No. 95

FIRST READING - CARRIED 14
SECOND READING - CARRIED 14

(5) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 an 1952 Annexation Areas" (Group Dwellings).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7130)
Clause 2, Report No. 95

FIRST READING - CARRIED 14
SECOND READING - CARRIED 14

(6) A By-Law to Provide for the Licensing and Regulating of Public Halls.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7131)
Clause 1, Report No. 96

FIRST READING - CARRIED 14:
SECOND READING - CARRIED 14:

(7) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $26,000.00 for Construction of a 12 Inch Watermain and Service in Dalto Avenue from the Existing 8 Inch Watermain on the East Side of the C.P.R. Tracks Westerly 1150 Feet (8¼% - 10 Years).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7132)
Clause 6(a), Report No. 97

FIRST READING - CARRIED 14:
SECOND READING - CARRIED 14:

(8) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $164,323.00 for the Construction of Additional Lanes, Widening, Centre Boulevards, Curb, Gutter, Boulevards, Storm Drainage and Intersection Improvements from 767 Feet West of Queen Mary Road to 140 Feet West of Palace Road, Including Storm Sewer Outlets Beyond the Limits of the Bath Road. (8¼% - 10 Years).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7133)
Clause 6(b), Report No. 97

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(9) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $870,000.00 for Construction of a New Administration Building on Counter Street for the Public Utilities Commission (8¼% - 20 Years).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7134)
Clause 6(c), Report No. 97

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

- -

nt'd)

y-Law to Provide for the Borrowing Upon Debentures of the Sum of 0,000.00 for Construction of Phase II of the Kingston Municipal Golf rse (8¼% - 10 Years).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7135)
Clause 6(d), Report No. 97

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

y-Law to Provide for the Borrowing Upon Debentures of the Sum of ,000.00 for Construction of a Greenhouse in Rodden Park (8¼% - 5 Years).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7136)
Clause 6(e), Report No. 97

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

y-Law to Provide for the Borrowing Upon Debentures of the Sum of 738.58 for the Installation of Street Lighting on Johnson Street from Feet West of Roden Street to Portsmouth Avenue (8¼% - 5 Years).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7137)
Clause 6(f), Report No. 97

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

y-Law to Provide for the Borrowing Upon Debentures of the Sum of 867.44 for the Reconstruction of Sidewalks (8¼% - 10 Years).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7138)
Clause 6(g), Report No. 97

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

y-Law to Provide for the Borrowing Upon Debentures of the Sum of 843.33 for the Reconstruction of Pavement on Princess Street from ntenac Street to Albert Street (8¼% - 10 Years).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7139)
Clause 6(h), Report No. 97

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

-Law to Provide for the Borrowing Upon Debentures of the Sum of ,381.57 for the Construction of Certain Storm Sewers (8¼% - 15 Years).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7140)
Clause 6(i), Report No. 97

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

-Law to Provide for the Borrowing Upon Debentures of the Sum of ,125.16 for the Construction of Certain Watermains (8¼% - 15 Years).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7141)
Clause 6(j), Report No. 97

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

-Law to Consolidate the Sums Authorized by Certain Money By-Laws One Sum of $1,357,279.08 and to Borrow Same by the Issue of entures Therefor.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7142)
Clause 6(k), Report No. 97

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

BY-LAWS (cont'd)

(18) A By-Law to Authorize the Execution of an Agreement with Sisters of Pr of St. Vincent de Paul and Dacon Corp. Ltd. (Committee of Adjustment Application No. 558).

(THREE READINGS) (PROPOSED NO. 7143)
Committee of Adjustment

FIRST READING - CARRIED
SECOND READING - CARRIED
THIRD READING - CARRIED

(19) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 1952 Annexation Areas" (Exception - M-6 Industrial Zone to Allow a Res in M-6 Industrial Zone - East End of Elliot Avenue).

(SECOND AND THIRD READINGS) (PROPOSED NO. 7107)
Clause 2, Report No. 83
and
Clause 4, Report No. 95

SECOND READING - CARRIED
THIRD READING - CARRIED

(20) A By-Law to Authorize the Execution of an Amending Agreement with Cobc Construction Company Limited (Contract 71-1W - Delete Section of Sidew Reconstruction and Decrease Contract Amount).

(THIRD READING) (PROPOSED NO. 7119)
Clause 9, Report No. 90

THIRD READING - CARRIED

(21) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in Highways of the City of Kingston, Subject to the Provisions of The Hig Traffic Act" (Clause 1, Report No. 86).

(THIRD READING) (PROPOSED NO. 7120)
Clause 1, Report No. 86

THIRD READING - CARRIED

(22) A By-Law to Authorize the Execution of an Agreement with Caribou Cons Inc. (Benson Street: Contract 71/11W).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7144)
Clause 6, Report No. 91

FIRST READING - CARRIED
SECOND READING - CARRIED

(23) A By-Law to Authorize the Execution of an Agreement with L. M. Welter (Miscellaneous Storm Sewers - Contract 71/13W).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7145)
Clause 5, Report No. 91

FIRST READING - CARRIED
SECOND READING - CARRIED

(24) A By-Law to Amend By-Law No. 6836, "A By-Law to Authorize the Construc of an 18" Storm Sewer in Division Street from Kirkpatrick Street to 2 South of Day Street at an Estimated Cost of $21,700.00 Under the Provi of Section 8 of The Local Improvement Act". (Increase Cost).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7146)
Clause 10(a), Report No. 97

FIRST READING - CARRIED
SECOND READING - CARRIED

(25) A By-Law to Amend By-Law No. 6976, "A By-Law to Adopt a Five Year Cap Budget for the City of Kingston (1971-1975)".

(FIRST AND SECOND READINGS) (PROPOSED NO. 7147)
Clauses 10(b), 11(b), 12(b) and 13(b), Report No. 97

FIRST READING - CARRIED
SECOND READING - CARRIED

(cont'd)

A By-Law to Amend By-Law No. 6493, "A By-Law to Authorize the Construction of Certain Storm Sewers Under the Provisions of Section 8 of The Local Improvement Act (Area "C" - Phase V)". (Increase Cost).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7148)
Clause 11(a), Report No. 97

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

A By-Law to Amend By-Law No. 6487, "A By-Law to Authorize the Construction of Storm Sewers in Portions of Patrick Street, Joseph Street, Division Street and Fraser Street Under the Provisions of Section 8 of The Local Improvement Act". (Increase Cost).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7149)
Clause 12(a), Report No. 97

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

A By-Law to Amend By-Law No. 6810, "A By-Law to Authorize the Construction of a Storm Sewer in Easement Adjacent to King Street from Portsmouth Avenue Westerly 1,018 Feet and in Portsmouth Avenue from King Street to Johnson Street, Including Relocation of Pole Line on Portsmouth Avenue Under the Provisions of Section 8 of The Local Improvement Act". (Increase Cost).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7150)
Clause 13(a), Report No. 97

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

The following motions were received:

Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That congratulations be extended to Mrs. Annette Hagerman on the deliverance of a son for Alderman and Mrs. T. Hagerman, on September 18.

CARRIED

Moved by Ald. Brightman,
Seconded by Ald. Matthews,

That the condolances of Council be extended to the family of the late Mrs. Mabel Paradis.

CARRIED

The following Notice of Motion was also received:

Moved by Ald. Matthews,
Seconded by Ald. Blaney,

That, due to the increased volume of vandalism which is taking place throughout the Public and Secondary Schools, especially Rideau Heights Public School, John Graves Simcoe Public School and Centennial Public School, the Council of the Corporation of the City of Kingston request the Frontenac County Board of Education to consider some form of security in order to prevent further damages taking place and thus easing the tax burden.

REFERRED TO THE FINANCE AND ACCOUNTS COMMITTEE

Moved by Ald. Brightman,
Seconded by Ald. Hagerman,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10.07 P.M.

(L.S.)

(signed) *T. J. McKibbin,*
CLERK-COMPTROLLER

(signed) *E. V. Swain,*
MAYOR.

Local Govt.

CITY COUNCIL MEETING NO. 19

The Regular Meeting of City Council Will be Held in the Council Chamber on TUESDAY, October 12, 1971, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(100) From The Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to August 31, 1971.

(Note: Copies of statement distributed to each member of Council)

(101) Order No. R-12763 of the Railway Transport Committee of the Canadian Transport Commission, approving changes and rate groupings for certain telephone exchanges of Bell Canada, which includes the City of Kingston, and enclosing reasons for Order.

Kingston changes from Rate Group 7 to Rate Group 8.

MINUTES

That the minutes of City Council Meeting No. 18, held September 27, 1971, be adopted as printed.

COMMUNICATIONS

To be Filed:

(395) From the Kingston Housing Authority, advising that for the period October 2 to 23, 1971, their office facilities will be located at 382 King Street East, while their present office is being enlarged. Their telephone number will remain the same - 546-5591.

(396) From the Cataraqui Region Conservation Authority, advising that their Annual General Meeting will be held in the Frontenac County Council Chambers, Court House, Kingston, on Wednesday, October 27, 1971, at 8:00 p.m.

(397) From Mr. D. L. Hardtman, Q.C., City Solicitor, concerning an appeal by Samuel Springer and John B. Sampson for an order directing an amendment to By-Law 3078 to change from R3 to Higher Density Residential of 50 units per acres, the permitted use of 2.6 acres of land situate at the north-west corner of Bath Road and Sir John A. Macdonald Boulevard, and advising that the Hearing was adjourned sine die with the applicants to be allowed to bring the application on for a further hearing on reasonable notice.

(398) Copy of Call for Tender for the purchase of the following non-callable debentures of the City of Kingston:

Term	Purpose	Amount	Rate
20 Years	Various	$1,357,279.08	8¼%

(399) From the family of the late Mrs. Mabel Paradis, thanking the members of Council for their expression of sympathy.

(400) From The Ontario Municipal Board, Order in the matter of an application by The Department of Municipal Affairs for a variation of the equalized assessments and the equalization factors of two local municipalities in the County of Frontenac as follows:

	Variation Granted	
Name of Local Municipality	Equalized Assessment	Equalization Factor
Hinchinbrooke, Township	$5,213,492.	18.1
Kennebec, Township	3,270,419.	20.6

(401) From Mr. C. J. Keller, Executive Assistant to the Minister of Finance, acknowledging receipt of Council's resolution (R.92(1)71) to take NO ACTION regarding the new Unemployment Insurance Act.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(402) From The Honourable Fern Guindon, Minister of Public Records and Archives, enclosing cheque in the amount of $558.30 being grant from his Department to which the International Hockey Hall of Fame Museum is entitled under their Museum Grants programme.

(403) From The Hon. C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's resolution (R.97(1)71) regarding Conservation grants.

To be Referred to the Traffic and Streets Committee:

(404) Copy of letter from Mr. W. Bidell, Executive Director, Department of Transportation and Communication, on behalf of the Minister, to "Interested Citizens", 371 Division Street, regarding parking and signs at Division and Pine Streets, and advising that his Department is only concerned with approval of the By-Laws concerning traffic controls within a City and that applications of the By-Law are the concern of the local municipality.

To be Referred to the City of Kingston Planning Board:

(405) From the City of Peterborough, requesting that their following resolution be endorsed:

> *"WHEREAS the Province of Ontario commissioned and received a report by Mr. Matthew B. M. Lawson, Consultant to the Department of Municipal Affairs entitled 'The Maintenance of Property - A Program for Ontario';*
>
> *AND WHEREAS the Minister of Municipal Affairs has requested that municipalities consider the proposals contained in the said report;*
>
> *AND WHEREAS the Council of the Corporation of the City of Peterborough has received a detailed review of the report by its Planning Board in consultation with other municipal departments and agencies;*
>
> *NOW THEREFORE BE IT RESOLVED THAT with respect to the proposals contained in the Lawson Report the Province be urged to:*
>
> *(a) introduce Province-wide legislation of such a nature that the legislation enables municipalities to execute the prime responsibilities in property maintenance but enables the Province to arrange for such maintenance, wherever practical, and in full consultation of other municipalities concerned, of other municipalities who do not wish to or who are unable to discharge these responsibilities;*
>
> *(b) introduce legislation of the above nature not later than the end of 1972."*

To be Referred to the Finance and Accounts Committee and to the Tercentenary Committee:

(406) From Messrs. Hardtman and Martin, notifying that the City of Kingston logogram and slogan for the Kingston Tercentenary has been registered within the meaning of The Trade Marks Act.

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee:

(407) From QUAFHOP enclosing three sets of conceptual drawings representing a broad strategy for the development of the Health Sciences Centre.

(408) From Mr. J. E. Taylor, County Clerk, County of Frontenac, stating that at the September Session of Frontenac County Council a resolution was passed that Frontenac County withdraw from the Kingston, Frontenac and Lennox and Addington Health Unit. The Clerk-Comptroller noted in reply that under Clause 6 of the Agreement any of the parties may withdraw from the District Health Unit upon twelve months' notice in writing to the other parties and to the Deputy Minister of Health for Ontario.

(409) From Mr. J. E. Taylor, County Clerk, County of Frontenac, giving notice of the intention of the County of Frontenac to withdraw from the Kingston, Frontenac, Lennox and Addington Health Unit in accordance with Clause 6 of the Agreement.

(410) From the Association of Ontario Mayors and Reeves stating:

> "Enclosed please find a copy of an Agreement between the Province of Ontario and the Government of Canada relative to the abatement of pollution in the lower Great Lakes. This agreement was signed without any consultation with their partners, the municipalities, who will be faced with a huge bill as their share of this project, thus causing an extreme hardship to the already overburdened taxpayer. This is entirely contrary to the promises made to the municipal associations by the Province.
>
> The Executive of this Association meeting at Espanola this past weekend, have directed me to send you this copy, together with the following resolution which was approved at that meeting:
>
> *'WHEREAS the Province has made commitments in the important matter of pollution control without communication, liaison or notification with their municipal partners; and*
>
> *WHEREAS we share the public desire and need to achieve better standards of pollution abatement and control; and*
>
> *WHEREAS too much of the financial burden for experimentation and fulfillment of these programs falls upon the real estate taxpayer; and*
>
> *WHEREAS O.W.R.C., as a Commission, had arbitratily set dates for completion of programs at municipal expense; and*
>
> *WHEREAS the Air Management Branch has set policy effecting costs to the municipalities:*
>
> *THEREFORE BE IT RESOLVED THAT the Province be urged to consult with their municipal partners in these matters and improve the cost-sharing to the municipalities, particularly in light of the potential $458 million dollar commitments of municipal funds in a $500 million dollar program.'*
>
> The Executive has also requested a meeting with the Minister of the Environment and the Prime Minister to further discuss this matter."

PETITIONS

REPORTS

REPORT NO. 98

TO THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, October 5, 1971.

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide -

(a) that parking be permitted on the north side of Kennedy Street from Union Street to Gardiner Street and or the south side of Kennedy Street from Union Street to Yonge Street;

NOTE: Parking is prohibited on the south side of Kennedy Street between Gardiner and Yonge Streets.

(b) that parking be prohibited on the west side of Smith Street from Princess Street northerly 158 feet; and

(c) that parking be prohibited on the north side of Queen Street from Bagot Street westerly 110 feet.

2. That the short section of Division Street which was severed from Division Street by construction of the overpass be renamed as Division Place.

3. That the realigned portion of King Street be dedicated as a public street and named as part of Front Road.

Respectfully submitted,

CHAIRMAN.

Public Works Report No. 99

October 4, 1971.

To the Mayor and Members Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the sidewalks and boulevards constructed on Green Drive and on Bayswater Place in the Belcon Development be accepted for future maintenance by the City of Kingston subject to the following conditions -

(a) provision of a satisfactory sidewalk mainteance bond,

(b) payment of outstanding accounts, and

(c) payment of a cash deposit of $2000.00 which will be retained until the boulevards have been satisfactorily sodded.

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No. 100

October 7, 1971.

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the Federal Minister of Transport be requested to enforce Sections 5 and 20 of The Navigable Waters Protection Act which read as follows -

Section 5

1. No work shall be built or placed in, upon, over, under, through or across any navigable water unless -

(a) the work and the site and plans thereof have been approved by the Minister upon such terms and conditions as he deems fit prior to commencement of construction;

(b) the construction of the work is commenced within six months and completed within three years of the approval referred to in paragraph (a) or within such further period as the Minister may fix; and

(c) the work is built, placed and maintained in accordance with the plans, the regulations and the terms and conditions set out in the approval referred to in paragraph (a).

2. Except in the case of a bridge, boom, dam or causeway, this section does not apply to any work that, in the opinion of the Minister, does not interfere substantially with navigation.

Section 20

No person shall throw or deposit or cause, suffer or permit to be thrown or deposited any stone, gravel, earth, cinders, ashes or other material or rubbish that is liable to sink to the bottom in any water, any part of which is navigable or that flows into any navigable water, where there are not at least twenty fathoms of water at all times, but nothing in this section shall be construed so as to permit the throwing or depositing of any substance in any part of a navigable water where such action is prohibited by or under any other Act.

2. That the Federal Minister of Transport be requested to consider that the processing of requests for filling, etc., within the City Limits be policed by a Federal representative and that his interests include -

(a) the City of Kingston

(b) the Provincial and Federal Acts

......./2

3. That the account of F.G.Bezanson and Son Ltd., in the amount of $1998.00, for supply of sand fill at the Municipal Golf Course, be paid.

Respectfully submitted,

Chairman

REPORT NO. 101

TO THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, October 7, 1971.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS the Planning Board is of the opinion that development control of new construction can be more effectively applied by the adoption of the "site plan agreement" method;

BE IT RESOLVED that henceforth, as condition of the approval of applications for rezoning (and where it is deemed desirable to apply development control) that the applicant be given the option of fulfilling the condition by -

(a) the submission of site plans to be approved by Planning Board and Council and attached to the amending by-law;

OR

(b) the signing of a "site plan agreement" whereby the applicant undertakes not to apply for a building permit until Planning Board and Council have approved the site plans.

2. WHEREAS the Planning Board has recommended to Council the adoption of the site plan agreement method of development control; and,

WHEREAS the Board is of the opinion that in order to apply and administer site plan control effectively, it is desirable to base site approvals on technical advice;

BE IT RESOLVED that Council establish a "Site Plan Committee" composed of the following City officials:

The Building Inspector
The Traffic Administrator
The Parks Administrator
The Director of Planning
An Architect

and that this Committee be required to report to Planning Board on all site plans submitted for approval in connection with site plan agreements; and,

BE IT FURTHER RESOLVED that the attached form of Site Plan Agreement be adopted for use in connection with rezoning applications requiring site plan approval.

Respectfully submitted,

SCHEDULE "A" TO REPORT NO. 101
CITY OF KINGSTON PLANNING BOARD
Dated October 7th 1971.

THIS AGREEMENT made the day of
,A.D., 197 .

BETWEEN:

hereinafter called the

of the First Part.

-and-

THE CORPORATION OF THE CITY OF KINGSTON
hereinafter called the CITY

of the Second Part.

NOW THIS AGREEMENT WITNESSETH that in consideration of the sum of One Dollar ($1.00) of lawful money of Canada paid by the City to the Owner (the receipt whereof is hereby acknowledged) and other good and valuable consideration:

1. The Owner hereby agrees that no buildings will be erected on the lands hereinafter described until a site plan isplaying the following information is approved by the City:

(a) Location of proposed buildings.

(b) Height of proposed buildings.

(c) Location of entrances and exits.

(d) Area and location of lands to be used for off-street parking.

(e) Use of lands not covered or to be covered by buildings.

(f) The number and dimensions of each dwelling unit and location of same in the buildings.

(g) Architectural elevations of the proposed buildings.

2. The Owner further agrees that upon approval of the aid site plan by the City the proposed buildings and other orks shown on the site plan will be erected in conformance with he said site plan. It is understood and agreed that if construction as not commenced within six months of the date of approval of he said site plan, the approved site plan will become null and oid, and a new site plan must be submitted displaying the nformation outlined in Clause No. 1 and approved by the City prior o any buildings being constructed.

3. The Owner further agrees that there will be no urther subdivision of the said lands hereinafter described ave and except by a new application pursuant to Section 26 or 8 of The Planning Act, (R.S.O. 1970).

4. The lands affected by this Agreement are described n Schedule "A" annexed hereto.

5. This agreement and everything herein contained hall enure to the benefit of and be binding upon the parties ereto, and their successors and assigns.

IN WITNESS WHEREOF the Owner has hereunto affixed is seal and signature.

SIGNED AND SEALED this day of
.D.,197 .

REPORT NO. 102

Kingston, Ontario,
October 7, 1971.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That a by-law be presented to Council to require the owners of privately owned outdoor swimming pools to erect and maintain fences and gates around such swimming pools, and to repeal By-Law No. 4424. (See draft by-law attached hereto as Schedule "A").

2. That, as requested by the Children's Aid Society of the City of Kingston and County of Frontenac, the week of October 17th to October 23rd, 1971 be proclaimed as "Children's Aid Week" in Kingston.

3. That, as requested by the Canadian Coalition for Development Kingston Committee, the week of November 7th to November 14th, 1971 be proclaimed as "Housing Week" in Kingston.

4. That, as requested by Headway Corporation Limited, Clause 1, Report No. 89 be amended to note that the 60 two-bedroom units listed will include one three-bedroom superintendent's unit.

5. That, as recommended by the Gasoline Advisory Committee, notwithstanding the provisions of By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours," the action taken by G & D Webb's Gulf Station at 35 Princess Street and Cole's Shell Station at 50 Princess Street to remain open from 10:00 P.M. to 7:00 A.M. on the dates indicated below, be approved and confirmed, since Tom's Fina Station at 32 Queen Street was closed without effective notice during these times, so that no station would be open to serve motorists in Kingston:

Commencing 10:00 PM	Ending 7:00 AM	Station
Oct. 3/71	Oct. 4/71	G & D Webb's Gulf
Oct. 4/71	Oct. 9/71	Cole's Shell
Oct. 9/71	Oct. 10/71	G & D Webb's Gulf.

Respectfully submitted,

CHAIRMAN.

SCHEDULE "A" ATTACHED
TO REPORT NO. 102,
FIRE, LEGISLATION AND
HOUSING COMMITTEE

DRAFT BY-LAW TO REQURE THE OWNERS OF PRIVATELY OWNED OUTDOOR SWIMMING POOLS TO ERECT AND MAINTAIN FENCES AND GATES AROUND SUCH SWIMMING POOLS.

PASSED:

The Council of the Corporation of the City of Kingston enacts as follows:

1. Pursuant to Section 379(1), 23 of The Municipal Act, all owners in the City of Kingston of privately owned outdoor swimming pools which have a depth of 18 inches or more at any point, and which are operated for the use of residents and visitors of five or fewer self-contained dwelling units shall be subject to the following regulations:

(1) A fence at least four feet above the underlying ground shall be erected and maintained surrounding the property or pool area, sufficient to make such swimming pool inaccessible from the outside to small children.

(2) The aforesaid fence shall have self-closing and self-latching gates, with latches placed at least four feet above the underlying ground.

(3) When an adult, or a person possessing recognized lifeguard qualifications, is not present in the pool area supervising the pool, all gates shall be kept closed and locked.

(4) At least once each year the Chief Building Inspector shall inspect, or cause to be inspected, all private outdoor pools to ensure that the fences and gates comply with the provisions of this by-law.

2. The provisions of By-Law No. 39, "A By-Law to Provide a Penalty and Summary Remedy for the Breach of any By-Law," shall apply to any owner of an outdoor swimming pool who contravenes any of the requirements of this by-law.

3. By-Law No. 4424, "A By-Law to Require the Owners of Privately Owned Outdoor Swimming Pools to Erect and Maintain Fences and Gates Around Such Swimming Pools," is hereby repealed.

This by-law shall come into force and take effect on January 1, 1972.

REPORT NO.103

To the Mayor and Members of Council — Kingston, October 6, 1971

The Committee on Finance and Accounts reports and recommends as follows:

1. That NO ACTION be taken on the request of the Corporation of the Town of Whitby for the City of Kingston to contribute towards their Relief Fund established to assist persons who suffered storm damage in Whitby on August 28, 1971, since it is believed that assistance should come from the Provincial or Federal Governments which have a broader tax base.

2. That the sum of $1,000.00 be authorized for payment to *C.O.R.K. 1971* as the City's financial contributions to this event.

3. That, as recommended by the City Treasurer, the Finance Committee be authorized to accept a tender for the sale of $1,357,279.08 City of Kingston debentures, it being understood that the successful tender will be reported to Council. (Term 1-20 years: Rate 8¼%)

Note: Debentures for Sale are:

Golf Course	*$120,000.00*
Greenhouse	*30,000.00*
Watermains	*125,125.16*
Storm Sewers	*15,381.57*
Roads	*2,843.33*
Sidewalks	*1,867.44*
Street Lighting	*1,738.58*
Public Utilities Administration Building	*870,000.00*
Dalton Ave. Watermain	*26,000.00*
Bath Road Pavement	*164,323.00*
	$1,357,279.08

4. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with H. J. McFarland Construction Company Limited to amend Contract 71-12W for Construction of Pavements by:

Item	Description	Prev. Auth. Quan.	Net Incr. or Decr.	Revised Est.Quan.	Unit Price	Cost
1	Excavation	2246 c.y.	- 140 c.y.	2106 c.y.	3.00	$ - 420.
2	Stone	960 ton	- 95 ton	865 T.	3.00	- 285.
3	M-1 Asphalt	2600 ton	- 130 ton	2470 T.	11.00	-1430.
4	M-4 Asphalt	290 ton	+ 67 ton	357 T.	12.00	+ 804.
5	M-5 Asphalt	108 ton	- 108 ton	-	12.00	-1296.
					Total Decrease:	$ 2627.

5. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Glen Lawrence Construction Company Limited to amend Contract 69-4W for widening Bath Road by increasing the quantity for "hand placed asphalt" from 90 Tons to 900 Tons, and that the offer of Glen Lawrence Construction Company to reduce the unit price for "hand placed asphalt" from $19.00 per ton to $17.50 per ton be accepted, subject to approval of the Department of Transportation and Communications.

6. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of a Connecting Link Agreement with the Department of Transportation and Communications for the reconstruction of the pavement in Princess Street from Albert Street to Macdonnell Street.

Total Estimated Cost	$96,037.22
Estimated Connecting Link Subsidy	60,562.70
Estimated Normal Subsidy	6,508.87
Corporation's Share	28,965.65

7. WHEREAS in the agreement between the City, C.P.R. and Marathon Realty Company for the acquisition of land at Place d'Armes and Ontario Street the City agrees to pay for the cost of relocation of railway tracks and other railway property, *at an estimated cost of $5,700.00;*

AND WHEREAS Marathon Realty Company Limited has requested the deletion of the phrase *"at an estimated cost of $5,700.00"* from the agreement:

THAT a by-law be presented to Council to amend By-Law No. 6884, "A By-Law to Authorize the Execution of an Agreement with Canadian Pacific Railway Company (Land Acquisition - Place d'Armes)" to delete the phrase *"at an estimated cost of $5,700.00"* from the agreement.

Respectfully submitted,

(CHAIRMAN)

The Finance Committee may present the following clause:

8. That the following Lists of Accounts for expenditures incurred under proper authorization be confirmed:

List No. 7: July 31, 1971 - $2,378,767.06
List No. 8: August 31, 1971 - $2,263,322.33
List No. 9: September 30, 1971 - $2,104,378.71

(Note: Copies of Lists of Accounts distributed to all members of Council with Council Agenda).

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 8 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 9 their second reading.

Ald. Hagerman, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 6 to 8 their third reading.

(e) That By-Laws 6 to 22 be given their third reading.

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 98).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7151)
Clause 1, Report No. 98

(2) A By-Law to Change the Name of a Portion of Division Street, By-Passed by the Division Street Railway Overpass, to Division Place.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7152)
Clause 2, Report No. 99

(3) A By-Law to Require the Owners of Privately Owned Outdoor Swimming Pools to Erect and Maintain Fences and Gates Around Such Swimming Pools.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7153)
Clause 1, Report No. 102

(4) A By-Law to Authorize the Execution of an Agreement with H. J. McFarland Construction Company Limited to Amend Contract 71-12W for Construction of Pavements (Substitute Work and Decrease Quantities).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7154)
Clause 4, Report No. 103

(5) A By-Law to Authorize the Execution of an Agreement with Glen Lawrence Construction Company Limited to Amend Contract 69-4W for Widening Bath Road (Increase Quantities).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7155)
Clause 5, Report No. 103

(6) A By-Law to Authorize the Execution of an Agreement with Gaetano Romeo (Committee of Adjustment Application No. 571).

(THREE READINGS) (PROPOSED NO. 7156)
Committee of Adjustment

Note: Agreement provides that the property on the east side of Lansdowne Street, south of Concession Street, and being part of Lot 5, Plan A-13, may be divided into two parcels; that a duplex may be constructed on each of the parcels; and that one parking space will be provided for each of the four resulting housing units.

(7) A By-Law to Authorize the Execution of a Proposal and Estimate of Costs and its Submission to the Minister of Highways for the Province of Ontario Pursuant to an Agreement with Her Majesty the Queen in Right of Ontario as Represented by the said Minister Entered into under Section 22 of The Highway Improvement Act.

(THREE READINGS) (PROPOSED NO. 7157)
Clause 6, Report No. 103
Note: For Pavement in Princess S [illegible] rom [illegible] Macdonnell Street.

BY-LAWS (cont'd)

(8) A By-Law to Amend By-Law No. 6884, "A By-Law to Authorize the Execution of an Agreement with the Canadian Pacific Railway Company (Land Acquisition - Place d'Armes)" (Revised Agreement).

(THREE READINGS) (PROPOSED NO. 7158)
Clause 7, Report No. 103

(9) A By-Law to Authorize the Execution of an Agreement with Peter Music (Development of 1.0 Acre at East End of Elliot Avenue).

(SECOND AND THIRD READINGS) (PROPOSED NO. 7106)
Clause 2, Report No. 83

(10) A By-Law to Authorize the Execution of an Agreement with A. C. McBride Trading Under the Name of McBride's Food Market. (Boulevard Use License - 368 Division Street).

(THIRD READING) (PROPOSED NO. 6329)
Clause 2, Report No. 36, 1969

(11) A By-Law to Authorize the Construction of an 8 Inch Watermain, with Services, in Day Street from the End of Existing Watermain Northerly to the Northerly Limit of Lot 6, Registered Plan 393, Under the Provisions of Section 12 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 7057)
Clause 15, Report No. 66

(12) A By-Law to Authorize the Installation of 13 - 175W MV Lights on Concrete Poles with Underground Wiring in Grenville Park Under the Provisions of The Local Improvement Act (Section 12).

(THIRD READING) (PROPOSED NO. 7077)
Clause 16, Report No. 73

(13) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Permit Requirement: Plot Plan Showing Driveways and Parking Areas).

(THIRD READING) (PROPOSED NO. 7108)
Clause 3, Report No. 84

(14) A By-Law to Authorize the Execution of an Agreement with H. J. McFarland Construction Company Limited for Construction of Pavements (Contract 71-12W).

(THIRD READING) (PROPOSED NO. 7125)
Clause 6, Report No. 87

(15) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1 and 4, Report No. 91).

(THIRD READING) (PROPOSED NO. 7126)
Clauses 1 and 4, Report No. 91

(16) A By-Law to Authorize the Execution of an Agreement with Kingston Iron and Metal for Salvage Rights at the City Dump.

(THIRD READING) (PROPOSED NO. 7127)
Clause 2, Report No. 93

(17) A By-Law to Amend By-Law No. 19, "A By-Law Respecting City Property and Public Parks" (Ice Rates Youth Centres).

(THIRD READING) (PROPOSED NO. 7128)
Clause 4, Report No. 94

(18) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Group Dwellings).

(THIRD READING) (PROPOSED NO. 7129)
Clause 2, Report No. 95

(19) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Group Dwellings).

(THIRD READING) (PROPOSED NO. 7130)
Clause 2, Report No. 95

(20) A By-Law to Provide for the Licensing and Regulating of Public Halls.

(THIRD READING) (PROPOSED NO. 7131)
Clause 1, Report No. 96

(21) A By-Law to Authorize the Execution of an Agreement with L. M. Welter Limited for Construction of Storm Sewers (Contract 71-13W).

(THIRD READING) (PROPOSED NO. 7144)
Clause 5, Report No. 91

(22) A By-Law to Amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" (Revision No. 3).

(THIRD READING) (PROPOSED NO. 7147)
Clauses 10(b), 11(b), 12(b) & 13(b), Report No. 97

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 19

The Regular Meeting of City Council Was Held in the Council Chamber on Tuesday, October 12, 1971, at 8:08 p.m., His Worship Mayor Swain presiding.

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Keenleyside, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (13).

TABLING OF DOCUMENTS

(100) From The Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to August 31, 1971.

(Note: Copies of statement distributed to each member of Council)

(101) Order No. R-12763 of the Railway Transport Committee of the Canadian Transport Commission, approving changes and rate groupings for certain telephone exchanges of Bell Canada, which includes the City of Kingston, and enclosing reasons for Order.

Kingston changes from Rate Group 7 to Rate Group 8.

MINUTES

Moved by Ald. Matthews,
Seconded by Ald. McDougall,

That the minutes of City Council Meeting No. 18, held September 27, 1971, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(395) From the Kingston Housing Authority, advising that for the period October 2 to 23, 1971, their office facilities will be located at 382 King Street East, while their present office is being enlarged. Their telephone number will remain the same - 546-5591.

(396) From the Cataraqui Region Conservation Authority, advising that their Annual General Meeting will be held in the Frontenac County Council Chambers, Court House, Kingston, on Wednesday, October 27, 1971, at 8:00 p.m.

(397) From Mr. D. L. Hardtman, Q.C., City Solicitor, concerning an appeal by Samuel Springer and John B. Sampson for an order directing an amendment to By-Law 3078 to change from R3 to Higher Density Residential of 50 units per acres, the permitted use of 2.6 acres of land situate at the north-west corner of Bath Road and Sir John A. Macdonald Boulevard, and advising that the Hearing was adjourned sine die with the applicants to be allowed to bring the application on for a further hearing on reasonable notice.

(398) Copy of Call for Tender for the purchase of the following non-callable debentures of the City of Kingston:

Term	Purpose	Amount	Rate
20 Years	Various	$1,357,279.08	8¼%

(399) From the family of the late Mrs. Mabel Paradis, thanking the members of Council for their expression of sympathy.

(400) From The Ontario Municipal Board, Order in the matter of an application by The Department of Municipal Affairs for a variation of the equalized assessments and the equalization factors of two local municipalities in the County of Frontenac as follows:

COMMUNICATIONS (cont'd)

(400) (cont'd)

Name of Local Municipality	Variation Granted Equalized Assessment	Equalization Factor
Hinchinbrooke, Township	$5,213,492.	18.1
Kennebec, Township	3,270,419.	20.6

(401) From Mr. C. J. Keller, Executive Assistant to the Minister of Finance, acknowledging receipt of Council's resolution (R.92(1)71) to take NO ACTION regarding the new Unemployment Insurance Act.

(402) From the Honourable Fern Guindon, Minister of Public Records and Archives, enclosing cheque in the amount of $558.30 being grant from his Department to which the International Hockey Hall of Fame Museum is entitled under their Museum Grants programme.

(403) From the Hon. C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's resolution (R.97(1)71) regarding Conservation grants.

To be Referred to the Traffic and Streets Committee:

(404) Copy of letter from Mr. W. Bidell, Executive Director, Department of Transportation and Communication, on behalf of the Minister, to "Interested Citizens", 371 Division Street, regarding parking and signs at Division and Pine Streets, and advising that his Department is only concerned with approval of the By-Laws concerning traffic controls within a City and that applications of the By-Law are the concern of the local municipality.

To be Referred to the City of Kingston Planning Board:

(405) From the City of Peterborough, requesting that their following resolution be endorsed:

> *"WHEREAS the Province of Ontario commissioned and received a report by Mr. Matthew B. M. Lawson, Consultant to the Department of Municipal Affairs entitled 'The Maintenance of Property - A Program for Ontario',*
>
> *AND WHEREAS the Minister of Municipal Affairs has requested that municipalities consider the proposals contained in the said report;*
>
> *AND WHEREAS the Council of the Corporation of the City of Peterborough has received a detailed review of the report by its Planning Board in consultation with other municipal departments and agencies;*
>
> *NOW THEREFORE BE IT RESOLVED THAT with respect to the proposals contained in the Lawson Report the Province be urged to:*
>
> *(a) introduce Province-wide legislation of such a nature that the legislation enables municipalities to execute the prime responsibilities in property maintenance but enables the Province to arrange for such maintenance, wherever practical, and in full consultation of other municipalities concerned, of other municipalities who do not wish to or who are unable to discharge these responsibilities;*
>
> *(b) introduce legislation of the above nature not later than the end of 1972."*

To be Referred to the Finance and Accounts Committee and to the Tercentenary Committee:

(406) From Messrs. Hardtman and Martin, notifying that the City of Kingston logogram and slogan for the Kingston Tercentenary has been registered within the meaning of The Trade Marks Act.

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee:

(407) From QUAFHOP enclosing three sets of conceptual drawings representing a broad strategy for the development of Health Sciences Centre.

(408) From Mr. E. J. Taylor, County Clerk County of Frontenac, stating that at the September Session of Frontenac County Council a resolution was passed that Frontenac County withdraw from the Kingston, Frontenac and Lennox and Addington Health Unit. The Clerk-Comptroller noted in reply that under Clause 6 of the Agreement any of the parties may withdraw from the District Health Unit upon twelve months' notice in writing to the other parties and to the Deputy Minister of Health for Ontario.

(409) From Mr. J. E. Taylor, County Clerk, County of Frontenac, giving notice of the intention of the County of Frontenac to withdraw from the Kingston, Frontenac, Lennox and Addington Health Unit in accordance with Clause 6 of the Agreement.

(410) From the Association of Ontario Mayors and Reeves stating:

> "Enclosed please find a copy of an Agreement between the Province of Ontario and the Government of Canada relative to the abatement of pollution in the lower Great Lakes. This agreement was signed without any consultation with their partners, the municipalities, who will be faced with a huge bill as their share of this project, thus causing an extreme hardship to the already overburdened tax-payer. This is entirely contrary to the promises made to the municipal associations by the Province.
>
> The Executive of this Association meeting at Espanola this past weekend, have directed me to send you this copy, together with the following resolution which was approved at that meeting:
>
> *'WHEREAS the Province has made commitments in the important matter of pollution control without communication, liaison or notification with their municipal partners; and*
>
> *WHEREAS we share the public desire and need to achieve better standards of pollution abatement and control; and*
>
> *WHEREAS too much of the financial burden for experimentation and fulfillment of these programs falls upon the real estate taxpayer; and*
>
> *WHEREAS O.W.R.C., as a Commission, had arbitratily set dates for completion of programs at municipal expense; and*
>
> *WHEREAS the Air Management Branch has set policy effecting costs to the municipalities:*
>
> *THEREFORE BE IT RESOLVED THAT the Province be urged to consult with their municipal partners in these matters and improve the cost-sharing to the municipalities, particularly in light of the potential $458 million dollar commitments of municipal funds in a $500 million dollar program.'*
>
> The Executive has also requested a meeting with the Minister of the Environment and the Prime Minister to further discuss this matter."

COMMUNICATIONS (cont'd)

To be Filed:

(411) From the Municipality of Metropolitan Toronto notifying that Council's resolution (R.92(2)71), requesting an amendment to the General Welfare Assistance Act to permit municipalities to adopt policies which are less likely to be disruptive of family relationships than are the present regulations, was tabled by their Social Services and Housing Committee.

PETITIONS

REPORTS

Ald. McDougall presented Report No. 98 of the Committee on Traffic and Streets as follows.

Council consented to the withdrawal of Clause 3.

Moved by Ald. McDougall, seconded by Ald. Webb, That Report No. 98 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 98

To the Mayor and Members of Council Kingston, October 5, 1971.

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

   (a) that parking be permitted on the north side of Kennedy Street from Union Street to Gardiner Street and or the south side of Kennedy Street from Union Street to Yonge Street;

   NOTE: Parking is prohibited on the south side of Kennedy Street between Gardiner and Yonge Streets.

   (b) that parking be prohibited on the west side of Smith Street from Princess Street northerly 158 feet; and

   (c) that parking be prohibited on the north side of Queen Street from Bagot Street westerly 110 feet.

   (See By-Law No. 7151) CARRIED

2. That the short section of Division Street which was severed from Division Street by construction of the overpass be renamed as Division Place.

   (See By-Law No. 7152) CARRIED

3. That the realigned portion of King Street be dedicated as a public street and named as part of Front Road.

   WITHDRAWN

Respectfully submitted,

(signed) J. L. McDougall (VICE-CHAIRMAN)
G. W. Vosper
G. L. Webb

Ald. Speal presented Report No. 99 of the Public Works Committee as follows.

Moved by Ald. Speal, seconded by Ald. Travers, That Report No. 99 of the Public Works Committee be received and adopted.

Report No. 99 - Public Works Committee (cont'd)

REPORT NO. 99

To the Mayor and Members of Council Kingston, October 4, 1971.

The Public Works Committee reports and recommends as follows:

1. That the sidewalks and boulevards constructed on Green Drive and on Bayswater Place in the Belcon Development be accepted for future maintenance by the City of Kingston subject to the following conditions:

   (a) provision of a satisfactory sidewalk maintenance bond,

   (b) payment of outstanding accounts, and

   (c) payment of cash deposit of $2,000.00 which will be retained until the boulevards have been satisfactorily sodded.

CARRIED

Respectfully submitted,

(signed) *G. N. Speal* (CHAIRMAN)
D. J. Travers
E. J. Blaney
J. L. McDougall
E. Watts

Ald. Cook presented Report No. 100 of the Parks, Recreation and Property Committee as follows.

Council consented to amend Clause 1 and 2 by adding the following words to the first line after the word "requested":

"from this day forward"

Moved by Ald. Cook, seconded by Ald. Brightman, That Report No. 100 of the Parks, Recreation and Property Committee be received and adopted clause by clause.

REPORT NO. 100

To the Mayor and Members of Council Kingston, October 7, 1971.

The Parks, Recreation and Property Committee reports and recommends as follows:

1. That, the Federal Minister of Transport be requested from this day forward to enforce Sections 5 and 20 of The Navigable Waters Protection Act which read as follows:

Section 5

1. *No work shall be built or placed in, upon, over, under, through or across any navigable water unless:*

   (a) the work and the site and plans thereof have been approved by the Minister upon such terms and conditions as he deems fit prior to commencement of construction;

   (b) the construction of the work is commenced within six months and completed within three years of the approval referred to in paragraph (a) or within such further period as the Minister may fix; and

   (c) the work is built, placed and maintained in accordance with the plans, the regulations and the terms and conditions set out in the approval referred to in paragraph (a)

2. *Except in the case of a bridge, boom, dam or causeway, this*

Report No. 100 - Parks, Recreation and Property Committee (cont'd)

1. (cont'd)

section does not apply to any work that, in the opinion of the Minister, does not interfere substantially with navigation.

Section 20

No person shall throw or deposit or cause, suffer or permit to be thrown or deposited any stone, gravel, earth, cinders, ashes or other material or rubbish that is liable to sink to the bottom in any water, any part of which is navigable or that flows into any navigable water, where there are not at least twenty fathoms of water at all times, but nothing in this section shall be construed so as to permit the throwing or depositing of any substance in any part of a navigable water where such action is prohibited by or under any other Act.

CARRIED AS AMENDED

2. That, the Federal Minister of Transport be requested from this day forward to consider that the processing of requests for filling, etc., within the City Limits be policed by a Federal representative and that his interests include:

   (a) the City of Kingston

   (b) the Provincial and Federal Acts

CARRIED AS AMENDED

3. That the account of F. G. Bezanson and Son Ltd., in the amount of $1,998.00, for supply of sand fill at the Municipal Golf Course, be paid.

CARRIED

Respectfully submitted,

(signed) W. T. J. Cook (CHAIRMAN)
V. C. Brightman
J. L. Keenleyside
D. J. Travers
G. L. Webb

Ald. Vosper presented Report No. 101 of the City of Kingston Planning Board as follows.

Council consented to amend Clause 2 by adding the following words after the words "an architect":

"(Appointed for a two year term)"

Moved by Ald. Vosper, seconded by Ald. Speal, That Report No. 101 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 101

To the Mayor and Members of Council Kingston, October 7, 1971.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS the Planning Board is of the opinion that development control of new construction can be more effectively applied by the adoption of the "site plan agreement" method;

BE IT RESOLVED that henceforth, as condition of the approval of applications for rezoning (and where it is deemed desirable to apply development control) that the applicant be given the

Report No. 101 - The City of Kingston Planning Board Committee (cont'd)

Schedule "A" (cont'd)

(e) Use of lands not covered or to be covered by buildings.

(f) The number and dimensions of each dwelling unit and location of same in the buildings.

(g) Architectural elevations of the proposed buildings.

2. The Owner further agrees that upon approval of the said site plan by the City the proposed buildings and other works shown on the site plan will be erected in conformance with the said site plan. It is understood and agreed that if construction has not commenced within six months of the date of approval of the said site plan, the approved site plan will become null and void, and a new site plan must be submitted displaying the information outlined in Clause No. 1 and approved by the City prior to any buildings being constructed.

3. The Owner further agrees that there will be no further subdivision of the said lands hereinafter described save and except by a new application pursuant to Section 29 or 33 of The Planning Act, (R.S.O. 1970).

4. The lands affected by this Agreement are described in Schedule "A" annexed hereto.

5. This agreement and everything herein contained shall enure to the benefit of and be binding upon the parties hereto, and their successors and assigns.

IN WITNESS WHEREOF the Owner has hereunto affixed his seal and signature.

SIGNED AND SEALED this day of

A.D., 197 .

Ald. Matthews presented Report No. 102 of the Fire, Legislation and Housing Committee as follows.

Moved by Ald. Matthews, seconded by Ald. Keenleyside, That Report No. 102 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 102

To the Mayor and Members of Council Kingston, October 7, 1971.

The Fire, Legislation and Housing Committee reports and recommends as follows:

1. That a by-law be presented to Council to require the owners of privately owned outdoor swimming pools to erect and maintain fences and gates around such swimming pools, and to repeal By-Law No. 4424. (See draft by-law attached hereto as Schedule "A".

(See By-Law No. 7153) CARRIED

2. That, as requested by the Children's Aid Society of the City of Kingston and County of Frontenac, the week of October 17th to October 23rd, 1971 be proclaimed as "Children's Aid Week" in Kingston.

CARRIED

Report No. 102 - Fire, Legislation and Housing Committee (cont'd)

3. That, as requested by the Canadian Coalition for Development Kingston Committee, the week of November 7th to November 14th, 1971 be proclaimed as "Housing Week" in Kingston.

CARRIED

4. That, as requested by Headway Corporation Limited, Clause 1, Report No. 89 be amended to note that the 60 two-bedroom units listed will include one three-bedroom superintendent's unit.

CARRIED

5. That, as recommended by the Gasoline Advisory Committee, notwithstanding the provisions of By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours," the action taken by G & D Webb's Gulf Station at 35 Princess Street and Cole's Shell Station at 50 Princess Street to remain open from 10:00 P.M. to 7:00 A.M. on the dates indicated below, be approved and confirmed, since Tom's Fina Station at 32 Queen Street was closed without effective notice during these times, so that no station would be open to serve motorists in Kingston:

Commencing 10:00 PM	Ending 7:00 AM	Station
Oct. 3/71	Oct. 4/71	G & D Webb's Gulf
Oct. 4/71	Oct. 9/71	Cole's Shell
Oct. 9/71	Oct.10/71	G & D Webb's Gulf

CARRIED 12:0

Ald. Webb abstained from voting since he was named in the clause.

Respectfully submitted,

(signed) K. W. Matthews (CHAIRMAN)
J. L. Keenleyside
E. J. Blaney
G. W. Vosper
E. Watts

SCHEDULE "A" ATTACHED
TO REPORT NO. 102,
FIRE, LEGISLATION AND
HOUSING COMMITTEE

DRAFT BY-LAW TO REQUIRE THE OWNERS OF PRIVATELY OWNED OUTDOOR SWIMMING POOLS TO ERECT AND MAINTAIN FENCES AND GATES AROUND SUCH SWIMMING POOLS.

PASSED:

The Council of the Corporation of the City of Kingston enacts as follows:

1. Pursuant to Section 379(1), 23 of The Municipal Act, all owners in the City of Kingston of privately owned outdoor swimming pools which have a depth of 18 inches or more at any point, and which are operated for the use of residents and visitors of five or fewer self-contained dwelling units shall be subject to the following regulations:

   (1) A fence at least four feet above the underlying ground shall be erected and maintained surrounding the property or pool area, sufficient to make such swimming pool inaccessible from the outside to small children.

Report No. 102 - Fire, Legislation and Housing Committee (cont'd)

Schedule "A" (cont'd)

(2) The aforesaid fence shall have self-closing and self-latching gates, with latches placed at least four feet above the underlying ground.

(3) When an adult, or a person possessing recognized lifeguard qualifications, is not present in the pool area supervising the pool, all gates shall be kept closed and locked.

(4) At least once each year the Chief Building Inspector shall inspect, or cause to be inspected, all private outdoor pools to ensure that the fences and gates comply with the provisions of this by-law.

2. The provisions of By-Law No. 39, "A By-Law to Provide a Penalty and Summary Remedy for the Breach of any By-Law," shall apply to any owner of an outdoor swimming pool who contravenes any of the requirements of this by-law.

3. By-Law No. 4424, "A By-Law to Require the Owners of Privately Owned Outdoor Swimming Pools to Erect and Maintain Fences and Gates Around Such Swimming Pools," is hereby repealed.

This by-law shall come into force and take effect on January 1, 1972.

Ald. Matthews presented Report No. 103 of the Finance and Accounts Committee as follows.

Council consented to add Clause 8, 9 and 10 for presentation to Council.

Moved by Ald. Matthews, seconded by Ald. Speal, That Report No. 103 of the Finance and Accounts Committee by received and adopted clause by clause.

REPORT NO. 103

To the Mayor and Members of Council Kingston, October 6, 1971

The Committee on Finance and Accounts reports and recommends as follows:

1. That NO ACTION be taken on the request of the Corporation of the Town of Whitby for the City of Kingston to contribute towards their Relief Fund established to assist persons who suffered storm damage in Whitby on August 28, 1971, since it is believed that assistance should come from the Provincial or Federal Governments which have a broader tax base.

CARRIED

2. That the sum of $1,000.00 be authorized for payment to *C. O. R. K. 1971* as the City's financial contributions to this event.

CARRIED

3. That, as recommended by the City Treasurer, the Finance Committee be authorized to accept a tender for the sale of $1,357,279.08 City of Kingston debentures, it being understood that the successful tender will be reported to Council. (Term 1-20 years: Rate 8½%)

Note: Debentures for Sale are:

Golf Course	*$120,000.00*
Greenhouse	*30,000.00*
Watermains	*125,125.16*
Storm Sewers	*15,381.57*

Report No. 103 - Finance and Accounts Committee (cont'd)

3. (cont'd)

Roads	*2,843.33*
Sidewalks	*1,867.44*
Street Lighting	*1,738.58*
Public Utilities	
Administration Building	*870,000.00*
Dalton Ave. Watermain	*26,000.00*
Bath Road Pavement	*164,323.00*
	$1,357,279.08

CARRIED

4. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with H. J. McFarland Construction Company Limited to amend Contract 71-12W for Construction of Pavements by:

Item	Description	Prev. Auth. Quan.	Net Incr. or Decr.	Revised Est.Quan.	Unit Price	Cost
1	Excavation	2246 c.y.	- 140 c.y.	2106 c.y.	3.00	$ - 420.
2	Stone	960 ton	- 95 ton	865 T.	3.00	- 285.
3	M-1 Asphalt	2600 ton	- 130 ton	2470 T.	11.00	-1430.
4	M-4 Asphalt	290 ton	+ 67 ton	357 T.	12.00	+ 804.
5	M-5 Asphalt	108 ton	- 108 ton	-	12.00	-1296
				Total Decrease: $		2627.

(See By-Law No. 7154) *CARRIED*

5. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Glen Lawrence Construction Company Limited to amend Contract 69-4W for widening Bath Road by increasing the quantity for "hand placed asphalt" from 90 Tons to 900 Tons, and that the offer of Glen Lawrence Construction Company to reduce the unit price for "hand placed asphalt" from $19.00 per ton to $17.50 per ton be accepted, subject to approval of the Department of Transportation and Communications.

(See By-Law No. 7155) *CARRIED*

6. That, as recommended by the Public Works Committeed, a by-law be presented to Council to authorize the execution of a Connecting Link Agreement with the Department of Transportation and Communications for the reconstruction of the pavement in Princess Street from Albert Street to Macdonnell Street.

Total Estimated Cost	$96,037.22
Estimated Connecting Link Subsidy	60,562.70
Estimated Normal Subsidy	6,508.87
Corporation's Share	28,965.65

(See By-Law No. 7157) *CARRIED*

7. WHEREAS in the agreement between the City, C.P.R. and Marathon Realty Company for the acquisition of land at Place d'Armes and Ontario Street the City agrees to pay for the cost of relocation of railway tracks and other railway property, *at an estimated cost of $5,700.00;*

AND WHEREAS Marathon Realty Company Limited has requested the deletion of the phrase *"at an estimated cost of $5,700.00* "from the agreement:

Report No. 103 - Finance and Accounts Committee (cont'd)

THAT a by-law be presented to Council to amend By-Law No. 6884, "A By-Law to Authorize the Execution of an Agreement with Canadian Pacific Railway Company (Land Acquisition - Place d'Armes)" to delete the phrase *"at an estimated cost of $5,700.00"* from the agreement.

(See By-Law No. 7158) *CARRIED*

8. That the following Lists of Accounts for expenditures incurred under proper authorization be confirmed:

List No. 7:	July 31, 1971	- $2,378,767.06
List No. 8:	August 31, 1971	- $2,263,322.33
List No. 9:	September 30, 1971	- $2,104,378.71

CARRIED

9. That the Department of Transportation and Communications be petitioned for interim payment under *The Public Transportation and Highway Improvement Act* on expenditures, as follows, made in the year 1971:

	Construction	Maintenance	Total
Roads or Streets	$343,285.00	$912,717.54	$1,256,002.54

(Note: Above amount eligible for 50% grant).

CARRIED

10. That, as requested by the Public Utilities Commission, permission be granted to the Commission to charge the sume of $16,430.00 to the Water Department Reserve Fund, as follows, instead of issuing debentures for these works:

(a) Traffic Circle Watermain Relocation (Excluding Princess St. Connecting Link) *(P.U.C.'s Share Increased from $29,925.00 to $35,625.00)*	$5,700.00
(b) 12" Watermain: Frontenac Street *(P.U.C. Share Increased from $18,090.00 to $21,650.00)*	$3,560.00
(c) 8" Watermain: Grenville Park *(P.U.C. Share Increased from $11,800.00 to $14,900.00)*	$3,100.00
(d) 8" Watermain: Emily Street *(P.U.C. Share Increased from $13,130.00 to 17,200.00)*	$4,070.00
Total	$16,430.00

CARRIED

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
W. T. J. Cook
K. W. Matthews
G. N. Speal
D. G. Timmins

UNFINISHED BUSINESS

Ald. Webb enquired as to the disposition by the Finance Committee of the Traffic and Streets Committee resolution recommending the provision of funds for traffic signals at Ontario and Brock Streets.

Mayor Swain stated that the recommendation had been referred back to the Traffic and Streets Committee.

Ald. Webb enquired as to the disposition by the Finance Committee of the Traffic and Streets Committee resolution recommending the provision of funds for a comprehensive Traffic Study in the City.

Mayor Swain stated that the recommendation had been referred back to the Traffic and Streets Committee (in order that the transportation aspect of the study could be discussed with the P.U.C. and the Planning aspect of the study could be discussed with the Planning Board).

Ald. Webb stated that he wished to thank the Kingston Police Commission for providing public washroom facilities in the new Police Building and that, when the building opened, he would be sending "customers" to use them.

Ald. Travers stated that he was concerned that the Traffic and Streets Committee recommendation concerning the proposed Traffic Study had not come to Council, since part of the resolution recommended that the County of Frontenac be asked to assume a portion of the cost of the study since the county roads leading to the City affect the City's streets.

Ald. Cook stated that the proposed comprehensive traffic study had been discussed at a recent Planning Board meeting and he requested that the letter from the Director of Planning to Mayor Swain concerning the Traffic Study be referred to the Traffic and Streets Committee for their information during the reconsideration of their recommendation.

Ald. Matthews stated that he was concerned about the actual number of rent-geared-to-income homes that would be constructed in the City since Mr. Apps, in a recent statement, had announced that only 50 units per project would be permitted in any one area, and an announcement had been subsequently made by a civil servant that 105 units were being planned for an area in the City. Ald. Matthews stated that he believed only 50 units would be constructed.

Mayor Swain stated that the Ontario Housing Corporation were looking for sites that could be utilized by them, which did not need rezoning, since local opposition to rent-geared-to-income housing units always seems to become an issue.

Mayor Swain stated that if there was concern that only a maximum of 50 units be built in any one area in the City by O.H.C., a resolution to that effect could be presented to Council for adoption, if Council so desired, to act as a guideline for the Ontario Housing Corporation when re-zoning was required, but if properly zoned land was available, O.H.C. can proceed to construct the number of units permitted by the zoning by-law.

Ald. Matthews stated that he did not believe it was fair to a neighborhood to construct 400 units where it was permitted.

He also stated that he believed Ontario Housing Units should be constructed on the site of the former Mowat Hospital instead of H.O.M.E. units.

Ald. Watts stated that he had been concerned about the lack of action of O.H.C. in providing the number of housing units for Kingston that they had promised and that he had visited Mr. Pullen in Toronto and had received answers which had satisfied him.

UNFINISHED BUSINESS (cont'd)

Ald. Watts stated further that he was now concerned that the projects are about to commence and he now finds that people are saying that they don't want Ontario Housing in their neighborhoods. He stated that everyone should support these projects in order to provide vitally needed housing accommodation for the City.

Ald. Travers enquired if any progress was being made to utilize the former Notre Dame Convent property at Johnson and Bagot Streets.

Ald. Travers stated that there were two bus stops on outer King Street which were very close together as a result of one of the stops being relocated. He asked why the bus stop had been moved.

Mayor Swain stated that the relocation of the bus stop had been approved by City Council upon the recommendation of the Traffic and Streets Committee.

Ald. Travers stated that he had noted the increase in Rate Groups for the City of Kingston by Bell Canada and that he was concerned that University funds were being used to install large numbers of telephones which resulted in Rate Group changes which increased telephone rates for everyone.

Ald. Webb enquired if the Ontario Housing Corporation, who were planning to utilize the former Stafford property on the west side of Portsmouth Avenue, had been notified of the *datum* of the site as compared to the Little Cataraqui Creek and of the problems encountered by the City in the North End Sewer.

Mayor Swain stated that the Ontario Housing Corporation had been notified. He stated further that the Corporation had also been encouraged to use any and all sites that are suitably zoned for housing projects.

Ald. Matthews stated that an area in Marker Acres had been specifically zoned for Mr. Marker but that someone else had now purchased it. He stated that he believed the purchaser should have been required to come back to Council to have his plan for the property approved.

Mayor Swain stated that there was no authority under the law to require this except by "site plan agreement". He noted that this type of protection was now becoming available to the City through the approval, tonight, of Clause 1, Report No. 101.

Ald. Keenleyside stated that the Ontario Housing Corporation had been notified of the water problems that might arise on the former Stafford property and that a zone change was required.

Ald. Vosper stated that a group of private citizens was attempting to have the former Notre Dame Convent property utilized for senior citizens housing in conjunction with a public library.

BY-LAWS

Council consented to the addition of By-Law 23 for presentation to Council.

(a) Moved by Ald. Matthews,
Seconded by Ald. McDougall,

That By-Laws 1 to 8, receive their first reading.

CARRIED

BY-LAWS (cont'd)

(b) Moved by Ald. McDougall,
Seconded by Ald. Cook,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 9, their second reading.

Ald. Keenleyside, Chairman.

CARRIED

(c) Moved by Ald. Cook,
Seconded by Ald. Speal,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Keenleyside reported that By-Laws 1 to 9, had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Speal,
Seconded by Ald. Timmins,

That Rule 35 be suspended for the purpose of giving By-Laws 6 to 8 their third reading.

CARRIED

(f) Moved by Ald. Timmins,
Seconded by Ald. Speal,

That By-Laws 6 to 23 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 98)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7151)
Clause 1, Report No. 98

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(2) A By-Law to Change the Name of Portion of Division Street, By-Passed by the Division Street Railway Overpass, to Division Place.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7152)
Clause 2, Report No. 98

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(3) A By-Law to Require the Owners of Privately Owned Outdoor Swimming Pools to Erect and Maintain Fences and Gates Around Such Swimming Pools.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7153)
Clause 1, Report No. 102

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

BY-LAWS (cont'd)

(4) A By-Law to Authorize the Execution of an Agreement with H. J. McFarland Construction Company Limited to Amend Contract 71-12W for Construction of Pavements (Substitute Work and Decrease Quantities).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7154)
Clause 4, Report No. 103

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(5) A By-Law to Authorize the Execution of an Agreement with Glen Lawrence Construction Company Limited to Amend Contract 69-4W for Widening Bath Road (Increase Quantities).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7155)
Clause 5, Report No. 103

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(6) A By-Law to Authorize the Execution of an Agreement with Gaetano Romeo (Committee of Adjustment Application No. 571).

(THREE READINGS) (PROPOSED NO. 7156)
Committee of Adjustment

Note: Agreement provides that the property on the east side of Lansdowne Street, south of Concession Street, and being part of Lot 5, Plan A-13, may be divided into two parcels; that a duplex may be constructed on each of the parcels; and that one parking space will be provided for each of the four resulting housing units.

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0
THIRD READING - CARRIED 13:0

(7) A By-Law to Authorize the Execution of a Proposal and Estimate of Costs and its Submission to the Minister of Highways for the Province of Ontario Pursuant to an Agreement with Her Majesty the Queen in Right of Ontario as Represented by the said Minister Entered into under Section 22 of The Highway Improvement Act.

(THREE READINGS) (PROPOSED NO. 7157)
Clause 6, Report No. 103
Note: For Pavement in Princess St., from Albert to Macdonnell Street

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0
THIRD READING - CARRIED 13:0

(8) A By-Law to Amend By-Law No. 6684, "A By-Law to Authorize the Execution of an Agreement with the Canadian Pacific Railway Company (Land Acquisition - Place d'Armes)" (Revised Agreement).

(THREE READINGS) (PROPOSED NO. 7158)
Clause 7, Report No. 103

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0
THIRD READING - CARRIED 13:0

(9) A By-Law to Authorize the Execution of an Agreement with Peter Music (Development of 1.0 Acre at East End of Elliot Avenue).

(SECOND AND THIRD READINGS) (PROPOSED NO. 7106)
Clause 2, Report No. 83

SECOND READING - CARRIED 13:0
THIRD READING - CARRIED 13:0

BY-LAWS (cont'd)

(10) A By-Law to Authorize the Execution of an Agreement with A. C. McBride Trading Under the Name of McBride's Food Market. (Boulevard Use License - 368 Division Street).

(THIRD READING) (PROPOSED NO. 6329)
Clause 2, Report No. 36, 1969

THIRD READING - CARRIED 12:1
(Ald. Matthews opposed)

(11) A By-Law to Authorize the Construction of an 8 Inch Watermain, with Services, in Day Street from the End of Existing Watermain Northerly to the Northerly Limit of Lot 6, Registered Plan 393, Under the Provisions of Section 12 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 7057)
Clause 15, Report No. 66

THIRD READING - CARRIED 13:0

(12) A By-Law to Authorize the Installation of 13 - 175W MV Lights on Concrete Poles with Underground Wiring in Grenville Park Under the Provision of The Local Improvement Act (Section 12).

(THIRD READING) (PROPOSED NO. 7077)
Clause 16, Report No. 73

THIRD READING - CARRIED 13:0

(13) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Permit Requirement: Plot Plan Showing Driveways and Parking Areas).

(THIRD READING) (PROPOSED NO. 7108)
Clause 3, Report No. 84

THIRD READING - CARRIED 13:0

(14) A By-Law to Authorize the Execution of an Agreement with H. J. McFarland Construction Company Limited for Construction of Pavements (Contract 71-12W).

(THIRD READING) (PROPOSED NO. 7125)
Clause 6, Report No. 87

THIRD READING - CARRIED 13:0

(15) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1 and 4, Report No. 91).

(THIRD READING) (PROPOSED NO. 7126)
Clauses 1 and 4, Report No. 91

THIRD READING - CARRIED 13:0

(16) A By-Law to Authorize the Execution of an Agreement with Kingston Iron and Metal for Salvage Rights at the City Dump.

(THIRD READING) (PROPOSED NO. 7127)
Clause 2, Report No. 93

THIRD READING - CARRIED 13:0

(17) A By-Law to Amend By-Law No. 19, "A By-Law Respecting City Property and Public Parks" (Ice Rates Youth Centres).

(THIRD READING) (PROPOSED NO. 7128)
Clause 4, Report No. 94

THIRD READING - CARRIED 12:1
(Ald. Matthews opposed)

BY-LAWS (cont'd)

(18) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Group Dwellings).

(THIRD READING) (PROPOSED NO. 7129)
Clause 2, Report No. 95

THIRD READING - CARRIED 13:0

(19) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Group Dwellings).

(THIRD READING) (PROPOSED NO. 7130)
Clause 2, Report No. 95

THIRD READING - CARRIED 13:0

(20) A By-Law to Provide for the Licensing and Regulating of Public Halls.

(THIRD READING) (PROPOSED NO. 7131)
Clause 1, Report No. 96

THIRD READING - CARRIED 13:0

(21) A By-Law to Authorize the Execution of an Agreement with L. M. Welter Limited for Construction of Storm Sewers (Contract 71-13W).

(THIRD READING) (PROPOSED NO. 7144)
Clause 5, Report No. 91

THIRD READING - CARRIED 13:0

(22) A By-Law to Amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" (Revision No. 3).

(THIRD READING) (PROPOSED NO. 7147)
Clauses 10(b), 11(b), 12(b) & 13(b), Report No. 97

THIRD READING - CARRIED 13:0

(23) A By-Law to authorize the construction of an extension to the screen room and the installation of a barminutor, including an inlet channel, at the City's water pollution control plant.

(THIRD READING) (PROPOSED NO. 7028)
Clause 6, Report No. 60

THIRD READING - CARRIED 13:0

MOTIONS

(1) Moved by Ald. Cook,
Seconded by Ald. Keenleyside,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:08 P.M.

(L.S.)

(signed) *T. J. McKibbin,*
CLERK-COMPTROLLER

(signed) *E. V. Swain,*
MAYOR

CITY COUNCIL MEETING NO. ~~19~~ 20

Local Govt.

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, October 25, 1971, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(102) From the Children's Aid Society of the City of Kingston and County of Frontenac submitting monthly statement showing actual expenditures to September 30, 1971.

(Note: Copy of Statement distributed to all members of Council.)

(103) Nurse's Report of Service, September 21, 1971, Eastern Lake Ontario Branch, Victorian Order of Nurses.

(Note: Copy of Report distributed to all members of Council.)

(104) Minutes of Meeting of Kingston Suburban Road Commission held October 18, 1971.

MINUTES

That the minutes of City Council Meeting No. 19, held October 12, 1971, be adopted as printed.

COMMUNICATIONS

To be Filed:

(412) From the office of the Minister of Transport (Canada) acknowledging receipt of Council's resolution, (R.100(1) & (2) 71) concerning the enforcement of The Navigable Waters Protection Act and notifying they will be brought to the Minister's attention.

(413) From the Honourable Robert Andras acknowledging receipt of Council's resolution (R.97(2)71) recording the City's interest in the dry dock property for a housing project and notifying that he has forwarded the resolution to C.M.H.C., who will be contacting the City, and to the Department of Public Works who administer the property.

To be Referred to the Public Works Committee:

(414) From the City of Windsor requesting that their following resolution be endorsed:

> *"WHEREAS the removal of phosphorous at sewage treatment plants is now being required by the Ontario Water Resources Commission, and;*
>
> *WHEREAS the methods of effectively meeting this requirement appear to be unclear and necessitate considerable study and costly experimentation by the individual municipalities, and;*
>
> *WHEREAS the chemical procedures used for phosphate removal may in themselves create further problems, either in the sewage treatment process itself or by adding more undesirable elements to water supplies which could in time prove harmful to life, and;*
>
> *WHEREAS by far the major source of phosphates entering the Great Lakes systems are detergents, and;*
>
> *WHEREAS phosphate free detergents are now available;*
>
> *BE IT RESOLVED that the Ontario Government enact an immediate ban on the sale of phosphate detergents in Ontario, and within the following 12 month period undertake a close observation of discharges from treatment plants and their effect upon the lake system before further considering the need for a phosphate removal."*

COMMUNICATIONS (cont'd)

To be Referred to the Kingston Planning Board:

(415) Copy of letter from Mr. J. B. Sampson to the Minister of Transportation and Communications and to the Minister of Municipal Affairs concerning proposed Amendment No. 59 to the Official Plan and suggesting that the Official Plan should comment on the enactments of the United States Congress and the New York State Legislature providing for an International Bridge to the United States.

(416) Copy of letter from Mr. J. B. Sampson to the Department of Municipal Affairs commenting on the City's adoption of a site plan agreement which affects each project included in the Official Plan dealing with areas of specific treatment.

To be Referred to the Parks, Recreation and Property Committee, the Public Works Committee, the Traffic and Streets Committee, and the Finance and Accounts Committee:

(417) From the Canadian Federation of Mayors and Municipalities enclosing bulletin of Department of Manpower and Immigration on Federal Programs of Assistance for the relief of unemployment.

To be Referred to the Finance and Accounts Committee:

(418) From Abitibi Provincial Paper Ltd. suggesting that when paper is ordered the City specify *recycled and de-inked* paper which is manufactured by them in the only Canadian fine paper mill at Thorold in order to help curb pollution and enclosing a descriptive brochure.

PETITIONS

REPORTS

REPORT NO. 104

To the Mayor and Members of Council   Kingston, October 19, 1971

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide that parking be prohibited on the west side of West Street between King and Ontario Streets.

2. That the remaining portion of the 1971 Street Lighting Programme be approved as follows:

   Quebec, Pine and Colborne Streets

   Install twenty-seven 175 watt mercury vapour luminaires on wood poles with overhead wiring on Quebec, Pine and Colborne Streets as shown on P. U. C. Drawing No. 54-0-227/245 at an estimated total cost of $2,970. and estimated annual operating cost of $356.40.

   90 Thomas Street

   Install one 200 watt incandescent lamp on a wood pole with overhead wiring at 90 Thomas Street as shown on P. U. C. Drawing No. 54-0-227/247 at an estimated total cost of $125. and annual operating cost of $31.81.

   Note: The other portion of the 1971 Street Lighting Programme approved by Council consisted of street lighting on Johnson, Mack and Bay Streets at an estimated total cost of $355.

3. That the City owned land between George and King Streets be dedicated as part of Okill Street since Kingston General Hospital has not proceeded with the agreement respecting this land which used to be a part of Okill Street.

The Traffic and Streets Committee may present the following clause:

4. That By-Law No. 24 (Traffic By-Law) be amended to provide that parking be prohibited on the north side of Couper Street from 10:00 a.m. to 10:30 a.m. and from 2:00 p.m. to 2:30 p.m., and be prohibited on the south side of Couper Street from 10:30 a.m. to 11:00 a.m. and from 2:30 p.m. to 3:00 p.m.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 105

Kingston, Ontario,
October 14, 1971.

To the Mayor and Members of Council:

The Rideaucrest Home Committee reports and recommends as follows:

1. That the account of Continental Chemicals Limited in the amount of $559.71, for chemicals used in the heating system at Rideaucrest Home, be approved for payment.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 106

TO THE MAYOR AND MEMBERS OF COUNCIL Kingston, Oct. 14, 1971.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been made by Freebro Leaseholds Limited to amend the Official Plan from Industrial to Commercial and to amend Zoning By-Law 3078 from M-2 Industrial to C-2 Commercial on a 3.144 acre site being the westerly 290 ft. of Princess Street frontage of the Aluminum Company of Canada Ltd. property to allow a four-storey office building; and,

WHEREAS in the opinion of Planning Board the office building is an appropriate development for the location; and,

WHEREAS a Public Meeting has been held;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant which, in addition to the City's standard requirements in respect to municipal services, will provide for fire hydrants and water supply to the standard of Municipal Fire Protection of the Canadian Underwriters Association and suitable access for emergency fire vehicles.

(2) That the site and elevation plans prepared by Ala-Kantti, Liff Stefaniszyn, Architects, Ottawa, dated October 14, 1971, Scale 1" = 30', be attached to the amending zoning by-law; and,

BE IT FURTHER RESOLVED that after the above mentioned conditions have been met, the Official Plan be amended from Industrial to Commercial and that Zoning By-Law 3078 be amended from M-2 (Industrial)to C-2(Commercial), with exception to permit a maximum height of 48 ft., on a 3.144 acre parcel of land being the westerly 290 ft. of the Princess Street frontage of the property of the Aluminum Co. of Canada Ltd. as shown on a plan of survey by James A. Minnes, O.L.S., dated May 3, 1971.

2. That Council does hereby certify that By-Law No. _______, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Rezone 3.144 acres on North Side Princess Street Adjacent to Alcan from "M2" (Limited Heavy Industrial) to "C2" (General Commercial)" is in conformity with the Official Plan approved and in force in the City of Kingston as amended by proposed Amendment No. 62 approved at the Council Meeting on October 25th 1971 but not yet approved by the Minister and with the proposed Amendment No. 59 approved at the Council Meeting on November 23, 1970, but not yet approved by the Minister.

Respectfully submitted,

Public Works Report No. 107

October 18, 1971.

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the account of Sicard Equipment, in amount of $2090.13, for supply of snow plow blades and blade support brackets for Bombardier sidewalk snow plows be paid.

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No.1058

October 18, 1971.

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the account of Buy-Rite Gasoline Co Ltd., in amount of $633.35, for the supply of ice to Lake Ontario Park and the Confederation Basin Marina be paid.

2. That the quotation of Canadian Ice Machine Co Ltd for the supply of the following equipment be accepted being the only quotation received -

1 new Cimco Ice-Planer Series 2-3	$2268.00
1 additional set of planer blades) 1 power pin electrical receptacle for) Planer)	64.50
Total cost, Federal Sales Tax included, Provincial Sales Tax extra	$2332.50

and that the above expenditure be charged to the following 1971 Budget Appropriations -

Cook Youth Centre - Contributions from Revenue Fund	-$1166.25
Elmer Youth Centre - Contributions from Revenue Fund	-$1166.25

Respectfully submitted,

Chairman

REPORT NO. 109

Kingston, Ontario,
October 22, 1971.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing MAY PRESENT the following clause:

1. That, as recommended by the Gasoline Advisory Committee, notwithstanding the provisions of By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours," and to permit one station to be open all night to serve motorists in Kingston:

   (a) Babcock's Shell Service Station at 677 Princess Street be permitted to be open in place of Morgan's BP Car Wash at 834 Princess Street between the hours of 10:00 P.M. and 7:00 A.M. on each day from 10:00 P.M. on October 24th to 7:00 A.M. on October 31st, 1971; and

   (b) Coe's Shell Service Station at 50 Princess Street be permitted to be open in place of Tom's Fina Station at 32 Queen Street between the hours of 10:00 P.M. and 7:00 A.M. on each day from 10:00 P.M. on November 7th to 7:00 A.M. on November 14th, 1971.

   NOTE: Both Morgan's Car Wash and Tom's Fina Station will be closed for renovations during the periods indicated.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 110

To the Mayor and Members of Council Kingston, October 20, 1971.

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the Executive of the Association of Ontario Mayors and Reeves be ENDORSED:

> *"WHEREAS the Province has made commitments in the important matter of pollution control without communication, liaison or notification with their municipal partners; and*
>
> *WHEREAS we share the public desire and need to achieve better standards of pollution abatement and control; and*
>
> *WHEREAS too much of the financial burden for experimentation and fulfillment of these programs falls upon the real estate taxpayer; and*
>
> *WHEREAS O.W.R.C., as a Commission, had arbitrarily set dates for completion of programs at municipal expense; and*
>
> *WHEREAS the Air Management Branch has set policy effecting costs to the municipalities:*
>
> *THEREFORE BE IT RESOLVED THAT the Province be urged to consult with their municipal partners in these matters and improve the cost-sharing to the municipalities, particularly in light of the potential $458 million dollar commitments of municipal funds in a $500 million dollar program."*

2. That the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE AND ACCOUNTS		
GRANTS		
- Kingscourt Baseball Association	$1,000.	-
UNCLASSIFIED		
- Contingencies	-	$1,000.

- and -

That payment of the sum of $1,000. to the Kingscourt Baseball Association be authorized.

(Ald. McDougall opposed.)

3. That the action of the Finance and Accounts Committee, as authorized by clause 3, Report No. 103, in accepting the tender of Gairdner & Company Limited, Bank of Nova Scotia, Harris and Partners Limited, John Graham & Company Limited for the purchase of $1,357,279.08 8¼% City of Kingston debentures at a price of $102.37 per $100.00, being the highest tender received in accordance with the terms of the tender call, be confirmed.

The following is a list of other tenders received:

	Price per $100.00
A. E. Ames & Co., Richardson Securities, Toronto Dominion Bank	*102.217*
Midland Osler Securities Ltd.	*101.89*
Greenshields, Bank of Montreal (also submitted an alternate bid with lower coupon)	*102.089*
Wood Gundy, The Royal Bank of Canada	*102.129*
Bell Gouinlock & Company Ltd.	*102.185*
Fry Mills Spence Ltd., McLeod Young & Weir and Co. Ltd.	*101.598*
Levesque Beaubien Inc.	*101.209*
Royal Securities Corp. Ltd., Pitfield, Mackay, Ross & Co. Ltd.	*101.87*
Burgess Graham Securities Ltd.,	

3. (cont'd)

Canadian Imperial Bank of Commerce, *Dominion Securities Corp., Ltd.,* *Equitable Securities Ltd.*	*101.829*
Cleche Et Associés Ltée	*101.05*

4. That the following budget appropriation amendment be approved in order to provide funds for the Planning Board to retain Lockwood Survey Corporation Limited to establish on the 1952 Aerial Survey Maps of the City the 1971 High Water Mark, as of June, 1971, from Elevator Bay to Highway 401 (along west bank of Great Cataraqui River only) at a cost not to exceed $1,000:

	Increase	Decrease
KINGSTON PLANNING BOARD		
PLANNING & ZONING		
- Aerial Survey - High Water Mark	$1,000.	-
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Contingencies	-	$1,000.

5. That the lease form for renting the Old C.P.R. Station to the Kingston District Chamber of Commerce for the year 1972 only, cancelable on six months notice by either party, as prepared by the Finance Committee be re-affirmed

- and -

That no action be taken, as requested by the Kingston District Chamber of Commerce, to extend the length of time of the lease and to delete the six month's termination notice provision.

6. That the City Treasurer be authorized to purchase $50,000.00 Canada Savings Bonds for the Reserve Fund for Providing additional Sewer Capacity of the City of Kingston at and interest rate of 5.75%, effective November 1, 1971.

7. That, as recommended by the Parks, Recreation and Property Committee the following budget appropriation transfer be approved since the allocated funds for construction of an apartment at 440 King Street West (for the Handicapped) can not be done in 1971:

	Increase	Decrease
PARKS DEPARTMENT		
GENERAL PARKS		
- Maintenance of Buildings (421-52)	$2,000.	
TREE TRIMMING		
- Dutch Elm Removal (421-77)	$2,000.	
CITY PROPERTY		
CONT. FROM REVENUE FUND		
- Capital Expenditures (3260)		
- Development - 440 King St. West	-	$3,000.
LANDS & BUILDINGS		
- Renovations and Alterations (3258)		
- Apartment 440 King St.	-	$1,000.

8. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with L. M. Welter Limited to amend Contract 71-13W for construction of Miscellaneous Sewers to provide for the deletion from the Division Street Storm Sewer project of 4 catch basins, at $300. each, for a total decrease of $1,200. since the road design criteria is not decided.

9. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Caribou Construction Inc. to amend Contract 71-11W for construction of sewers and watermains in Benson Street to provide that the "extra work allowance" in Part "B" of the Contract be increased from $1,800. to $2,300. to cover cost of lowering the existing 8" watermain to allow the installation of the 24" storm sewer.

10. That, as recommended by the Public Works Committee, in view of the high cost of accounting minor work orders, as reported by the City Treasurer, the present policy of accounting all private work orders be amended to provide that work costing $50. or less will be carried out at a fixed price.

11. That, as recommended by the Public Works Committee, the present policy of the Corporation of the City of Kingston to:

    (a) construct asphalt sidewalks,

    (b) assume 70% of the cost of asphalt school sidewalks; and

    (c) if abutting owners to a school sidewalk prefer concrete instead of asphalt, assume 70% of the cost of an equivalent asphalt school sidewalk,

    be amended so that the following will be a policy of the Corporation of the City of Kingston:

    (i) That sidewalks will be constructed of concrete unless they are considered pathways and do not involve the services of the City's Engineering Department, and

    (ii) That the City will assume 70% of the cost of all local improvement school sidewalks.

12. That, as recommended by the Public Works Committee by-laws be presented to Council:

    (A) to authorize the construction of a concrete sidewalk on the south side of Bath Road from Palace Road to Sir John A. Macdonald Blvd., as shown on Dwg. No. B-336-4S, at a total estimated cost of $11,000.00 to be debentured at the General Rate, and

    (B) to amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" to reallocate the following 1971 Public Works Committee expenditures as follows:

	From	To
LOCAL IMPROVEMENTS		
Public Works Committee		
- Sidewalks - Reconstruction	$1,800.	-
(Leaves balance of $40,200.)		
GENERAL RATE		
Public Works Committee		
- SIDEWALKS		
- New Construction		
- Bath - S/S - Sir John A. Macdonald Blvd. to Palace Rd.	-	$1,800.
(Makes Balance of $11,000.)		

13. That NO ACTION be taken on the following recommendation of the Traffic and Streets Committee:

> *"That a comprehensive traffic study be conducted at an estimated total cost of $200,000 (eligible for 75 per cent subsidy) for the following reasons:*
>
> *(a) To up-date the figures in the Margison Report which are now ten years old;*
>
> *(b) It is now the policy of the Provincial Government to require traffic volume estimates for the next 20*

13. (cont'd)

years as justification for major roads;

(c) The traffic study would be multi-discipline in nature including economic, sociological, and land use studies as justification for present plans and future plans for major roads;

(d) The traffic study could include a study of locations for the East-West Expressway to cross the Greater Cataraqui River,

- and -

That consideration be given to requesting the County of Frontenac to assume part of the cost of the study since it would be of great use to them in their major road program."

14. That, as recommended by the Traffic and Streets Committee, the following budget appropriation amendment be approved to permit the Traffic and Streets Department to acquire a used road marking machine:

	Increase	Decrease
TRAFFIC & STREETS COMMITTEE		
CONTRIBUTIONS FROM REVENUE FUND		
- New Equipment - Used Road Marking Machine	$850.	-
- Intersection Improvement	-	$850.

Respectfully submitted,

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 9 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 2 to 9 their second reading.

Ald. Hagerman, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 6 to 9 their third reading.

(e) That By-Laws 6 to 15 be given their third reading.

(1) A By-Law to Dedicate City Owned Land Between George Street and King Street West as Part of Okill Street

(FIRST READING) (PROPOSED NO. 7159)
Clause 3, Report No. 104

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 104).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7160)
Clause 1, Report No. 104

(3) A By-Law to Authorize the Execution of an Agreement with L. M. Welter Limited to Amend Contract 71-13W for Construction of Miscellaneous Sewers (Decrease Work).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7161)
Clause 8, Report No. 110

(4) A By-Law to Authorize the Execution of an Agreement with Caribou Construction Inc. to Amend Contract 71-11W for Construction of Sewers and Watermains in Benson Street (Increase Extra Work Allowance).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7162)
Clause 9, Report No. 110

(5) A By-Law to Authorize the Construction of a Concrete Sidewalk on the South Side of Bath Road from Palace Road to Sir John A. Macdonald Boulevard (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7163)
Clause 12(A), Report No. 110

(6) A By-Law to Authorize the Execution of an Agreement with Freebro Leaseholds Limited (Development of 3.144 Acres on North Side of Princess Street in Front of Alcan Canada Products Property)

(THREE READINGS) (PROPOSED NO. 7164)
Clause 1, Report No. 106

(7) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 62: Freebro Leaseholds Development Site on North Side of Princess Street from Industrial to Commercial)

(THREE READINGS) (PROPOSED NO. 7165)
Clause 1, Report No. 106

BY-LAWS (cont'd)

(8) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Rezone 3.144 Acres on North Side Princess Street Adjacent to Alcan from "M2" (Limited Heavy Industrial) to "C2" (General Commercial)).

(THREE READINGS) (PROPOSED NO. 7166)
Clause 1, Report No. 106

(9) A By-Law to Amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" (Revision No. 4)

(THREE READINGS) (PROPOSED NO. 7167)
Clause 12(B), Report No. 110

(10) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Building Levels and Additional Conditions for Issue of Permits)

(THIRD READING) (PROPOSED NO. 7118)
Clause 9, Report No. 89

(11) A By-Law to Authorize the Execution of an Agreement with Caribou Construction Incorporated for Construction of Sanitary and Storm Sewers and Watermain in Benson Street (Contract 71-11W).

(THIRD READING) (PROPOSED NO. 7145)
Clause 6, Report No. 91

(12) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 98).

(THIRD READING) (PROPOSED NO. 7151)
Clause 1, Report No. 98

(13) A By-Law to Require the Owners of Privately Owned Outdoor Swimming Pools to Erect and Maintain Fences and Gates Around Such Swimming Pools.

(THIRD READING) (PROPOSED NO. 7153)
Clause 1, Report No. 102

(14) A By-Law to Authorize the Execution of an Agreement with H. J. McFarland Construction Company Limited to Amend Contract 71-12W for Construction of Pavements (Substitute Work and Decrease Quantities).

(THIRD READING) (PROPOSED NO. 7154)
Clause 4, Report No. 103

(15) A By-Law to Authorize the Execution of an Agreement with Glen Lawrence Construction Company Limited to Amend Contract 69-4W for Widening Bath Road (Increase Quantities).

(THIRD READING) (PROPOSED NO. 7155)
Clause 5, Report No. 103

MOTIONS

CITY COUNCIL MEETING NO. 20

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, October 25, 1971, at 8:23 p.m., His Worship Mayor Swain presiding.

Moved by Ald. McDougall,
Seconded by Ald. Speal,

That Rule 7 be suspended in order to permit the Council meeting to commence at 8:23 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (14).

TABLING OF DOCUMENTS

(102) From the Children's Aid Society of the City of Kingston and County of Frontenac submitting monthly statement showing actual expenditures to September 30, 1971.

(Note: Copy of Statement distributed to all members of Council.)

(103) Nurse's Report of Service, September 21, 1971, Eastern Lake Ontario Branch, Victoria Order of Nurses.

(Note: Copy of Report distributed to all members of Council.)

(104) Minutes of Meeting of Kingston Suburban Road Commission held October 18, 1971.

(105) From The Department of the Environment, copy of their publication "*The Environmental Protection Act, 1971.*"

(106) From Canadian Tax Foundation, copy of their publication "*Provincial and Municipal Finances 1971.*"

MINUTES

Moved by Ald. McDougall,
Seconded by Ald. Speal,

That the Minutes of City Council Meeting No. 19, held October 12, 1971, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(412) From the office of the Minister of Transport (Canada) acknowledging receipt of Council's resolution, (R.100(1) & (2) 71) concerning the enforcement of The Navigable Waters Protection Act and notifying they will be brought to the Minister's attention.

(413) From the Honourable Robert Andras acknowledging receipt of Council's resolution (R.97(2)71) recording the City's interest in the dry dock property for a housing project and notifying that he has forwarded the resolution to C.M.H.C., who will be contacting the City, and to the Departmentof Public Works who administer the property.

To be Referred to the Public Works Committee:

(414) From the City of Windsor requesting that their following resolution be endorsed:

COMMUNICATIONS (cont'd)

(414) (cont'd)

> *"WHEREAS the removal of phosphorous at sewage treatment plants is now being required by the Ontario Water Resources Commission, and;*
>
> *WHEREAS the methods of effectively meeting this requirement appear to be unclear and necessitate considerable study and costly experimentation by the individual municipalities, and;*
>
> *WHEREAS the chemical procedures used for phosphate removal may in themselves create further problems, either in the sewage treatment process itself or by adding more undesirable elements to water supplies which could in time prove harmful to life, and;*
>
> *WHEREAS by far the major source of phosphates entering the Great Lakes systems are detergents, and;*
>
> *WHEREAS phosphate free detergents are now available;*
>
> *BE IT RESOLVED that the Ontario Government enact an immediate ban on the sale of phosphate detergents in Ontario, and within the following 12 month period undertake a close observation of discharges from treatment plants and their effect upon the lake system before further considering the need for a phosphate removal."*

To be Referred to the Kingston Planning Board:

(415) Copy of a letter from Mr. J. B. Sampson to the Minister of Transportation and Communications and to the Minister of Municipal Affairs concerning proposed Amendment No. 59 to the Official Plan and suggesting that the Official Plan should comment on the enactments of the United States Congress and the New York State Legislature providing for an International Bridge to the United States.

(416) Copy of letter from Mr. J. B. Sampson to the Department of Municipal Affairs commenting on the City's adoption of a site plan agreement which affects each project included in the Official Plan dealing with areas of specific treatment.

To be Referred to the Parks, Recreation and Property Committee, the Public Works Committee, the Traffic and Streets Committee, and the Finance and Accounts Committee:

(417) From the Canadian Federation of Mayors and Municipalities enclosing bulletin of Department of Manpower and Immigration on Federal Programs of Assistance for the relief of unemployment.

To be Referred to the Finance and Accounts Committee:

(418) From Abitibi Provincial Paper Ltd. suggesting that when paper is ordered the City specify *recycled and de-inked* paper which is manufactured by them in the only Canadian fine paper mill at Thorold in order to help curb pollution and enclosing a descriptive brochure.

To be Filed:

(419) From The Kingston Arts Council their October 1971 Bulletin and September 1971 to April 1972 Calendar of Events.

(420) From Mr. Harry Jemmett, C.O.R.K. Chairman thanking the City for the donation of $1,000.00 for the C.O.R.K. Regatta.

To be Referred to the Traffic and Streets Committee:

(421) From Mr. James B. Flett, Assistant Executive Director, Kingston

COMMUNICATIONS (cont'd)

To be Referred to the Traffic and Streets Committee (cont'd)

(421) (cont'd)
General Hospital requesting that, in accordance with the agreement signed between the City and the Kingston General Hospital dated July 13th, 1964, the Kingston General Hospital be permitted to close Okill Street to traffic as soon as possible. The hospital also requests that the specific agreement with respect to the property at the corner of George and King Streets be delayed until the Spring.

To be Referred to Finance Committee, Parks, Recreation and Property Committee, Traffic and Streets Committee and the Public Works Committee:

(422) From the Department of Municipal Affairs concerning the Provincial Municipal Employment Incentive Program.

To be Referred to the Kingston Planning Board and Finance Committee:

(423) From the Department of Municipal Affairs a copy of a letter to Headway Corporation Ltd., Toronto, stating that the Frontenac County Board of Education has no objection to the extension of the proposed subdivision to WilsonStreet provided that the remaining city property east of Wilson Street which is part of the south one-half of Lot 1, is reserved by the City as a park, recreational and school site area. Also the Board is concerned with the area adjacent to Rideau Heights Public School in order that this school site might be expanded if future needs might require additional land.

To be Filed:

(424) From Mr. J. Berry, Lemoines Point to Kingston Mills Waterfront Committee that:

> *A Public Meeting will be held on November 3, 1971, at Collins Bay School, at 8 p.m. to discuss the Lemoine's Point property prior to the Ontario Municipal Board Hearing to be held on November 10, 1971.*
>
> *The Conservation Authority and the Township will be presenting their points of view on the property and the City of Kingston representatives are cordially invited to attend and may speak of they wish.*

PETITIONS

REPORTS

Ald. Keyes presented Report No. 104 of the Traffic and Streets Committee as follows.

Council consented to the addition of Clauses 4, 5, 6 and 7, for presentation to Council.
Moved by Ald. Keyes, seconded by Ald. McDougall, That Report No. 104 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 104

To the Mayor and Members of Council Kingston, October 19, 1971.

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24.

Report No. 104 - Traffic and Streets Committee (cont'd)

1. (Cont'd)
(Traffic By-Law) to provide that parking be prohibited on the west side of West Street between King and Ontario Streets.

(See By-Law No. 7160) *CARRIED*

2. That the remaining portion of the 1971 Street Lighting Programme be approved as follows:

Quebec, Pine and Colborne Streets
Install twenty-seven 175 watt mercury vapour luminaires on wood poles with overhead wiring on Quebec, Pine and Colborne Streets as shown on P. U. C. Drawing No. 54-0-227/245 at and estimated total cost of $2,970. and estimated annual operating cost of $356.40.

90 Thomas Street
Install one 200 watt incandescent lamp on a wood pole with overhead wiring at 90 Thomas Street as shown on P. U.C. Drawing No. 54-0-227/247 at an estimated total cost of $125. and annual operating cost of $31.81.

Note: The other portion of the 1971 Street Lighting Programme approved by Council consisted of street lighting on Johnson, Mack and Bay Streets at an estimated total cost of $335.

CARRIED

3. That the City owned land between George and King Streets be dedicated as part of Okill Street since Kingston General Hospital has not proceeded with the agreement respecting this land which used to be a part of Okill Street.

(See By-Law No. 7159) *CARRIED*

4. That By-Law No. 24 (Traffic By-Law) be amended to provide that parking be prohibited on the north side of Couper Street from 10:00 a.m. to 10:30 a.m. and from 2:00 p.m. to 2:30 p.m., and be prohibited on the south side of Couper Street from 10:30 a.m. to 11:00 a.m. and from 2:30 p.m. to 3:00 p.m.

(See By-Law No. 7160) *CARRIED*

5. That, as recommended by the Public Utilities Commission, two 200 watt incandescent luminaires be installed on Morton Street on existing wood poles with overhead wiring at a total cost of $250. and annual operating cost of $73.62, as an extra to the 1971 Street Lighting Programme.

CARRIED

6. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to provide that notwithstanding the provisions of this by-law, the owner of 50 Hickson Avenue be permitted to pave two thirty foot wide driveway entrances to his property separated by a 40 foot long island.

(See By-Law No. 7168) *CARRIED*

7. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets," to provide that notwithstanding the provision of this by-law, the owner of 152 Hickson Avenue be permitted to pave driveway entrances as shown on Scheme "C" allowing a 40 foot wide entrance in addition to a 26 foot wide entrance and to pave a portion of the boulevard on condition that the owner will construct an island between the entrances with concrete curb and grass and that vehicles shall not be parked on the boulevard.

(See By-Law No. 7168) *CARRIED*

Report No. 104 - Traffic and Streets Committee (cont'd)

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
J. Lorne McDougall
T. A. Hagerman
G. Vosper
G. L. Webb

Alderman Timmins presented Report No. 105 of the Rideaucrest Home Committee as follows.

Moved by Ald. Timmins, seconded by Ald. Hagerman, That Report No. 105 of the Rideaucrest Home Committee be received and adopted.

REPORT NO. 105

To the Mayor and Members of Council Kingston, October 14, 1971.

The Rideaucrest Home Committee reports and recommends as follows:

1. That the account of Continental Chemicals Limited in the amount of $559.71, for chemicals used in the heating system at Rideaucrest Home, be approved for payment.

CARRIED

Respectfully submitted,

(signed) *D. G. Timmins* (CHAIRMAN)
Tom Hagerman
Earl J. Blaney
V. C. Brightman
J. Lorne McDougall

Ald. Vosper presented Report No. 106 of the City of Kingston Planning Board as follows.

Moved by Ald. Vosper, seconded by Ald. Speal, That Report No. 106 of the City of Kingston Planning Board Committee be received and adopted clause by clause.

REPORT NO. 106

To the Mayor and Members of Council Kingston October 14, 1971.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been made by Freebro Leaseholds Limited to amendthe Official Plan from Industrial to Commercial and to amend Zoning By-Law 3078 from M-2 Industrial to C-2 Commercial on a 3.144 acre site being the westerly 290 ft. of Princess Street frontage of the Aluminum Company of Canada Ltd. property to allow a four-storey office building; and,

WHEREAS in the opinion of Planning Board the office building is an appropriate development for the location; and,

WHEREAS a Public Meeting has been held;

Report No. 106 - City of Kingston Planning Board (cont'd)

1. (cont'd)

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant which, in addition to the City's standard requirements in respect to municipal services, will provide for fire hydrants and water supply to the standard of Municipal Fire Protection of the Canadian Underwriters Association and suitable access for emergency fire vehicles.

(2) That the site and elevation plans prepared by AlaKantti, Liff Stefaniszyn, Architects, Ottawa, dated October 14, 1971, Scale 1" = 30', be attached to the amending zoning by-law; and,

BE IT FURTHER RESOLVED that after the above mentioned conditions have been met, the Official Plan be amended from Industrial to Commercial and that Zoning By-Law 3078 be amended from M-2 (Industrial) to C-2 (Commercial), with exception to permit a maximum height of 48 ft., on a 3.144 acre parcel of land being the westerly 290 ft. of the Princess Street frontage of the property of the Aluminum Co. of Canada Ltd. as shown on a plan of survey by James A. Minnes, O.L.S., dated May 3, 1971.

(See By-Laws No. 7164, 7165, and 7166) *CARRIED 11:3*

2. That Council does hereby certify that By-Law No. 7166, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930,1931, and 1952 Annexation Areas' (Rezone 3.144 acres on North Side Princess Street Adjacent to Alcan from "M2" (Limited Heavy Industrial to "C2" (General Commercial)" is in conformity with the Official Plan approved and in force in the City of Kingston as amended by proposed Amendment No. 62 approved at the Council Meeting on October 25th 1971 but not yet approved at the Council Meeting on November 23, 1970, but not yet approved by the Minister.

(See following motion of Amendment)

Moved by Ald. Vosper,
Seconded by Ald. Speal,

That Clause 2, Report No. 106 be deleted and the following Clause 2 be substituted in lieu thereof. *CARRIED 13:1*

Clause 2, as amended as follows, was then considered.

2. That Council does hereby certify that By-Law No. 7166 "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931, and 1952 Annexation Areas' (Rezone 3.144 acres on North Side Princess Street Adjacent to Alcan from 'M2' (Limited Heavy Industrial to 'C2' (General Commercial) is in conformity with the Official Plan approved and in force in the City of Kingston and with Amendment No. 59, which has been approved by Council but not yet approved by the Minister both as amended by proposed amendment No. 62 being presented to Council to-night.

CARRIED AS AMENDED 12:2

Respectfully submitted,

(signed) *G. W. Vosper* (VICE-CHAIRMAN)
G. N. Speal
E. V. Swain

Ald. Speal presented Report No. 107 of the Public Works Committee as follows.

Council consented to the addition of Clauses 2, 3 and 4 for presentation to Council.

Moved by Ald. Speal, seconded by Ald. Travers, That Report No. 107 of the Public Works Committee be received and adopted clause by clause.

Report No. 107 - Public Works Committee (cont'd)

REPORT NO. 107

To the Mayor and Members of Council October 18, 1971.

The Public Works Committee reports and recommends as follows:

1. That the account of Sicard Equipment, in amount of $2,090.13, for supply of snow plow blades and blade support brackets for Bombardier sidewalk snow plows be paid.

CARRIED

2. That, because of space conflict between the existing and proposed services, the following extra work be authorized to be undertaken by L. M. Welter Ltd.under Contract No. 71/13W (Miscellaneous Storm Sewers), and that the costs be charged to the amount provided for extra work in the contract -

Relocation of watermain at intersection of Mack and Napier Sts.	- $2,050.00
Relocation of watermain at intersection of Johnson and Macdonnell Sts.	- $1,250.00

CARRIED

3. That the City of Kingston has no interest in the continued maintenance of the section of railway tracks between Clarence and Johnson Streets and that a Cut Permit be issued to Mr. W. Teron for its removal provided that he enters into an agreement to save the City harmless.

CARRIED

4. That H & J Bennett Properties Ltd. be authorized to reconstruct at their expense and under City supervision and inspection approximately 66 lin. ft. of concrete sidewalk between 570 and 574 Bagot Street.

CARRIED

Respectfully submitted,

(signed) G. N. Speal (CHAIRMAN)
D. J. Travers
Earl J. Blaney
J. Lorne McDougall
E. Watts

Ald. Brightman presented Report No. 108 of the Parks, Recreation and Property Committee as follows.

Moved by Ald. Brightman, seconded by Ald. Keenleyside, That Report No. 108 of the Parks, Recreation and Property Committee be received and adopted clause by clause.

REPORT NO. 108

To the Mayor and Members of Council October 18, 1971.

The Parks, Recreation and Property Commitee reports and recommends as follows:

1. That the account of Buy-Rite Gasoline Co. Ltd., in amount of $633.35, for the supply of ice to Lake Ontario Park and the Confederation Basin Marina be paid.

CARRIED

Report No. 108 - Parks, Recreation and Property Committee (cont'd)

2. That the quotation of Canadian Ice Machine Co. Ltd. for the supply of the following equipment be accepted being the only quotation received -

1 new Cimco Ice-Planer Series 2-3	$2,268.00
1 additional set of planer blades 1 power pin electrical receptacle for Planer	64.50
Total cost, Federal Sales Tax Included, Provincial Sales Tax extra	$2,332.50

and that the above expenditure be charged to the following 1971 Budget Appropriations -

Cook Youth Centre - Contributions from Revenue Fund	$1,166.25
Elmer Youth Centre - Contributions from Revenue Fund	$1,166.25

CARRIED

Respectfully submitted,

(signed) *V. C. Brightman*
J. L. Keenleyside
D. J. Travers
G. L. Webb

With the consent of Council, Alderman Matthews presented Report No. 109 of the Fire, Legislation and Housing Committee as follows. It had appeared as a may present report on the Agenda.

Moved by Ald. Matthews, seconded by Ald. Keenleyside, That Report No. 109 of the Fire, Legislation and Housing Committee be received and adopted.

REPORT NO. 109

To the Mayor and Members of Council October 22, 1971.

The Fire, Legislation and Housing Committee reports and recommends as follows:

1. That, as recommended by the Gasoline Advisory Committee, notwithstanding the provisions of By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours," and to permit one station to be open all night to serve motorists in Kingston:

(a) Babcock's Shell Service Station at 677 Princess Street be permitted to be open in place of Morgan's BP Car Wash at 834 Princess Street between the hours of 10:00 P.M. and 7:00 A.M. on each day from 10:00 P.M. on October 24th to 7:00 A.M. on October 31st, 1971; and

(b) Coe's Shell Service Station at 50 Princess Street be permitted to be open in place of Tom's Fina Station at 32 Queen Street between the hours of 10:00 P.M. and 7:00 A.M. on each day from 10:00 P.M. on November 7th to 7:00 A.M. on November 14th, 1971.

NOTE:

Both Morgan's Car Wash and Tom's Fina Station will be closed for renovations during the periods indicated.

CARRIED

Report No. 109 - Fire Legislation and Housing Committee (cont'd)

Respectfully submitted,

(signed) K. W. Matthews (CHAIRMAN)
J. L. Keenleyside
Earl J. Blaney
G. W. Vosper
E. Watts

Alderman Keyes presented Report No. 110 of the Finance and Accounts Committee as follows.

Council consented to the amendment of Clause 14 by deleting the sum "$850." and substituting therefor the sum $750." where it appeared in the clause.

Moved by Ald. Keyes, seconded by Ald. Timmins, That Report No. 110 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 110

To the Mayor and Members of Council Kingston, October 20, 1971.

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the Executive of the Association of Ontario Mayors and Reeves be ENDORSED:

"WHEREAS the Province has made commitments in the important matter of pollution control without communication, liaison or notification with their municipal partners; and

WHEREAS we share the public desire and need to achieve better standards of pollution abatement and control; and

WHEREAS too much of the financial burden for experimentation and fulfillment of these programs falls upon the real estate taxpayer; and

WHEREAS O.W.R.C., as a Commission, had arbitrarily set dates for completion of programs at municipal expense; and

WHEREAS the Air Management Branch has set policy effecting costs to the municipalities:

THEREFORE BE IT RESOLVED THAT the Province be urged to consult with their municipal partners in these matters and improve the cost-sharing to the municipalities, particularly in light of the potential $458 million dollar commitments of municipal funds in a $500 million dollar program."

CARRIED

2. That the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE AND ACCOUNTS		
GRANTS		
- Kingscourt Baseball Association	$1,000.	-
UNCLASSIFIED		
- Contingencies	-	$1,000.

- and -

That payment of the sum of $1,000. to the Kingscourt Baseball Association be authorized.

CARRIED 13:1
(Ald. McDougall opposed.)

Report No. 110 - Finance and Accounts Committee (cont'd)

3. That the action of the Finance and Accounts Committee, as authorized by Clause 3, Report No. 103, in accepting the tender of Gairdner & Company Limited, Bank of Nova Scotia, Harris and Partners Limited, John Graham & Company Limited for the purchase of $1,357,279.08 8¼% City of Kingston debentures at a price of $102.37 per $100.00, being the highest tender received in accordance with the terms of the tender call, be confirmed.

The following is a list of other tenders received:

	Price per $100.00
A. E. Ames & Co., Richardson Securities, Toronto Dominion Bank	*102.217*
Midland Osler Securities Ltd.	*101.89*
Greenshields, Bank of Montreal (also submitted an alternate bid with lower coupon)	*102.089*
Wood Gundy, The Royal Bank of Canada	*102.129*
Bell Gouinlock & Company Ltd.	*102.185*
Fry Mills Spence Ltd., McLeod Young & Weir and Co. Ltd.	*101.598*
Levesque Beaubien Inc.	*101.209*
Royal Securities Corp. Ltd., Pitfield, Mackay, Ross & Co. Ltd.	*101.87*
Burgess Graham Securities Ltd., Canadian Imperial Bank of Commerce, Dominion Securities Corp., Ltd., Equitable Securities Ltd.	*101.829*
Cleche Et Associés Ltée	

CARRIED

4. That the following budget appropriation amendment be approved in order to provide funds for the Planning Board to retain Lockwood Survey Corporation Limited to establish on the 1952 Aerial Survey Maps of the City the 1971 High Water Mark, as of June, 1971, from Elevator Bay to Highway 401 (along west bank of Great Cataraqui River only) at a cost not to exceed $1,000:

	Increase	Decrease
KINGSTON PLANNING BOARD PLANNING & ZONING		
- Aerial Survey - High Water Mark	$1,000.	-
FINANCE AND ACCOUNTS UNCLASSIFIED		
- Contingencies	-	$1,000.

CARRIED

5. That the lease form for renting the Old C.P.R. Station to the Kingston District Chamber of Commerce for the year 1972 only, cancelable on six months notice by either party, as prepared by the Finance Committee be re-affirmed

- and -

That no action be taken, as requested by the Kingston District Chamber of Commerce, to extend the length of time of the lease and to delete the six month's termination notice provision.

CARRIED

Report No. 110 - Finance and Accounts Committee (cont'd)

6. That the City Treasurer be authorized to purchase $50,000.00 Canada Savings Bonds for the Reserve Fund for Providing additional Sewer Capacity of the City of Kingston at an interest rate of 5.75%, effective November 1,1971.

CARRIED

7. That, as recommended by the Parks, Recreation and Property Committee the following budget appropriation transfer be approved since the allocated funds for construction of an apartment at 440 King Street West (for the Handicapped) can not be done in 1971:

	Increase	Decrease
PARKS DEPARTMENT		
GENERAL PARKS		
- Maintenance of Buildings (421-52)	$2,000.	
TREE TRIMMING		
- Dutch Elm Removal (421-77)	$2,000.	
CITY PROPERTY		
CONT. FROM REVENUE FUND		
- Capital Expenditures (3260)		
- Development - 440 King St. West	-	$3,000.
LANDS & BUILDINGS		
- Renovations and Alterations (3258)		
- Apartment 440 King St.		$1,000.

CARRIED

8. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with L. M. Welter Limited to amend Contract 71-13W for construction of Miscellaneous Sewers to provide for the deletion from the Division Street Storm Sewer project of 4 catch basins, at $300. each, for a total decrease of $1,200. since the road design criteria is not decided.

(See By-Law No. 7161) *CARRIED*

9. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Caribou Construction Inc. to amend Contract 71-11W for constructionof sewers and watermains in Benson Street to provide that the "extra work allowance" in Part "B" of the Contract be increased from $1,800. to $2,300. to cover cost of lowering the existing 8" watermain to allow the installation of the 24" storm sewer.

(See By-Law No. 7162) *CARRIED*

10. That, as recommended by the Public Works Committee, in view of the high cost of accounting minor work orders, as reported by the City Treasurer, the present policy of accounting all private work orders be amended to provide that work cost $50. or less will be carried out at a fixed price.

CARRIED

11. That, as recommended by the Public Works Committee, the present policy of the Corporation of the City of Kingston to:

(a) construct asphalt sidewalks,

(b) assume 70% of the cost of asphalt school sidewalks; and

11. (cont'd)

(c) if abutting owners to a school sidewalk prefer concrete instead of asphalt, assume 70% of the cost of an equivalent asphalt school sidewalk,

be amended so that the following will be a policy of the Corporation of the City of Kingston:

(i) That sidewalks will be constructed of concrete unless they are considered pathways and do not involve the services of the City's Engineering Department, and

(ii) That the City will assume 70% of the cost of all local improvement school sidewalks.

CARRIED

12. That, as recommended by the Public Works Committee by-laws be presented to Council:

(A) to authorize the construction of a concrete sidewalk on the south side of Bath Road from Palace Road to Sir John A. Macdonald Blvd., as shown on Dwg. No. B-336-4S, at a total estimated cost of $11,000.00 to be debentured at the General Rate, and

(B) to amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" to reallocate the following 1971 Public Works Committee expenditures as follows:

	From	To
LOCAL IMPROVEMENTS		
Public Works Committee		
- Sidewalks - Reconstruction	$1,800.	-
(Leaves balance of $40,200.)		
GENERAL RATE		
Public Works Committee		
- SIDEWALKS		
- New Construction		
- Bath - S/S - Sir John A. Macdonald Blvd. to Palace Rd.	-	$1,800.
(Makes Balance of $11,000.)		

(See By-Laws No. 7163 & 7167) *CARRIED*

13. That NO ACTION be taken on the following recommendation of the Traffic and Streets Committee:

"That a comprehensive traffic study be conducted at an estimated total cost of $200,000 (eligible for 75 per cent subsidy) for the following reasons:

(a) To up-date the figures in the Margison Report which are now ten years old;

(b) It is now the policy of the Provincial Government to require traffic volume estimates for the next 20 years as justification for major roads;

(c) The traffic study would be multi-discipline in nature including economic, sociological, and land use studies as justification for present plans and future plans for major roads;

(d) The traffic study could include a study of locations for the East-West Expressway to cross the Greater Cataraqui River,

Report No. 110 - Finance and Accounts Committee (cont'd)

- and -

That consideration be given to requesting the County of Frontenac to assume part of the cost of the study since it would be of great use to them in their major road program."

(See following motion of referral)

Moved by Ald. Webb,
Seconded by Ald. McDougall,

That Clause 13, Report No. 110 be referred back to the Finance and Accounts Committee, the Kingston Planning Board and also that the County of Frontenac and the Public Utilities Commission be contacted for an expression of opinion and that it appear before Council at the second regular meeting of 1972.

CARRIED 12:2

14. That, as recommended by the Traffic and Streets Committee, the following budget appropriation amendment be approved to permit the Traffic and Streets Department to acquire a used road marking machine:

	Increase	Decrease
TRAFFIC & STREETS COMMITTEE		
CONTRIBUTIONS FROM REVENUE FUND		
- New Equipment - Used Road Marking Machine	~~$850.~~ $750.	-
- Intersection Improvement	-	~~$850.~~ $750.

CARRIED AS AMENDED

Respectfully submitted,

(signed) E. V. Swain (CHAIRMAN)
K. Keyes
K. W. Matthews
G. N. Speal
D. G. Timmins

UNFINISHED BUSINESS

Alderman Webb referred to requests for additional funds by Social Services. When appropriation was exhausted he suggested that applicants be referred to the Province. In New York State it was proposed that recipient's payments be linked to incentive points for having children attend school meetings and self improvement courses, but would lose a portion of public help if they refused a job.

Alderman Webb said that in a Thursday, October 14, 1971 news report the Welfare Administrator had said that she wished she had a million dollars to give away. She was fed up with churches and service clubs starting good projects and then losing enthusiasm for them. They should work together.

Alderman Webb said that the Lion's Club had given $100,000 for its eye sight programme.

Mrs. Buck had denied a quotation concerning welfare that appeared in the Globe and Mail.

Alderman Webb said the Committee should make it clear these statements are only the opinion of the Administrator.

UNFINISHED BUSINESS (cont'd)

Alderman Vosper said that Dr. Brown and Professor Clark say there is not much of a market for reclaimed paper. New York State uses a large portion. They should point this out to Queen's Park.

Alderman Timmins said he had been notified by the Province that the 440 King Street building was not suitable for a Home for the Aged and to obtain Provincial Assistance the City must follow the ten step programme.

Alderman Timmins said he was disturbed that Alderman Webb would attack an Administrator when she was not present to defend herself. He should appear before the Social Services Committee if he wished to criticize.

Mayor Swain said it did not accomplish much to bring these criticisms to Council. It was desirable to go to the Committee. However, Alderman Webb's comment was fair comment since he was dealing with a press item.

Alderman Matthews said Foster Homes were favoured by the Planning Board and the Rideaucrest Home Committee. They would provide care for people who did not need to be in a Home for the Aged.

Alderman Matthews said that too many apartments were going up and the tenants were parking on the street even though apartments have a parking area. The Traffic and Streets Committee should consider a charge for parking in front of one's home.

Alderman Matthews urged the Planning Board to recommend a new zoning by-law to control density. There should be a target date of July 1972 for a new zoning by-law to preserve single family homes in the old City. In E zones which allows mixed uses there should be buffers for various types of uses.

Alderman Matthews said that the O.M.B. is holding a hearing on rezoning part of Weller Avenue although Official Plan Amendment No. 59 is not yet approved.

Mayor Swain said that if a zoning by-law amendment conformed to the present Official Plan it could be approved. The Minister has received some objections on Amendment 59. The Planning Board has done all it can and is not holding up approval of Amendment No. 59.

Alderman Travers said the Social Services Committee of last year had wanted to see a Home for Aged at 440 King Street whether the present building comes down or not. He was opposed to any land swap with Parks.

Alderman Travers said that he was concerned with Traffic & Streets not agreeing to review the Official Plan of streets.

Alderman Travers said he would like to know how many Bell extensions were installed on Queen's University tax exempt property. They had caused the raise in telephone rates.

Alderman Vosper said that in 1957 south end Alderman had tried to protect with a zoning by-law amendment the north end and the north end alderman had killed it. He had suggested to Alderman Matthews that he discuss with him interim zoning for the north end of the City.

Alderman Matthews said that Alderman Vosper had voted for heavy density on Weller Avenue. Alderman Matthews said he wanted the Planning Board support for a new zoning by-law.

Alderman McDougall said Alderman Webb in June had opposed a more restrictive welfare policy and had opposed the recent resolution on this, but was now supporting a New York State policy which would interfere in the lives of the people.

Alderman Webb said the June resolution discriminated against 16-20 groups and give one person the right to select who would receive Welfare Assistance.

UNFINISHED BUSINESS (cont'd)

Alderman McDougall said that partiality by the Administrator was not possible since she operated under a Committee that operated under A Review Board.

Mayor Swain said that an invitation had been sent to the Alderman by P.U.C. for a bus tour on November 6th to ride two buses and tour all bus routes. He said it was important for all alderman to take this tour and asked for a show of hands from those who planned to attend.

Alderman Brightman, Alderman Hagerman, Alderman Keyes, Alder Matthews, Alderman Travers, Alderman Vosper will go and Alderman Watts and Mayor Swain said that June 18 to 21, 1972 would be the founding meeting of the union of the Association of Mayors and Reeves and the Ontario Municipal Association.

BY-LAWS

Council consented to the addition of By-Laws 16, 17 and 18 for presentation to Council.

(a) Moved by Ald. Matthews,
Seconded by Ald. McDougall,

That By-Laws 1 to 9 and 18 received their first reading.

CARRIED

(b) Moved by Ald. Travers,
Seconded by Ald. Timmins,

That Council resolve itself into a Committe of the Whole to give By-Laws 2 to 9 and 18 their second reading.

Ald. Hagerman, Chairman.

CARRIED

(c) Moved by Ald. Timmins,
Seconded by Ald. Speal,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Hagerman reported that By-Laws 2 to 9 and 18, had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Speal,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 6 to 9 their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Webb,

That By-Law 13 be referred back to the Fire, Legislation and Housing Committee.

CARRIED.

(g) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Laws 6 to 12 and 14 to 17 be given their third reading.

CARRIED

(1) A By-Law to Dedicate City Owned Land Between George Street and King Street West as Part of Okill Street.

(FIRST READING) (PROPOSED NO. 7159)
Clause 3, Report No. 104

FIRST READING - CARRIED 14:0

BY-LAWS (cont'd)

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clauses 1 & 4, Report No. 104).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7160)
Clauses 1 & 4, Report No. 104

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(3) A By-Law to Authorize the Execution of an Agreement with L. M. Welter Limited to Amend Contract 71-13W for Construction of Miscellaneous Sewers (Decrease Work).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7161)
Clause 8, Report No. 110

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(4) A By-Law to Authorize the Executionof an Agreement with Caribou Construction Inc. to Amend Contract 71-11W for Construction of Sewers and Watermains in Benson Street (Increase Extra Work Allowance).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7162)
Clause 9, Report No. 110

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(5) A By-Law to Authorize the Construction of a Concrete Sidewalk on the South Side of Bath Road from Palace Road to Sir John A. Macdonald Boulevard (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7163)
Clause 12(A), Report No. 110

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(6) A By-Law to Authorize the Execution of an Agreement with Freebro Leaseholds Limited (Development of 3.144 Acres on North Side of Princess Street in Front of Alcan Canada Products Property).

(THREE READINGS) (PROPOSED NO. 7164)
Clause 1, Report No. 106

FIRST READING - CARRIED 11:3
SECOND READING - CARRIED 11:3
(Ald. Blaney, Ald. Keyes & Ald. Webb opposed.)
THIRD READING - CARRIED 13:1
(Ald. Keyes opposed.)

(7) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 62: Freebro Leaseholds Development Site on North Side of Princess Street from Industrial to Commercial).

(THREE READINGS) (PROPOSED NO. 7165)
Clause 1, Report No. 106

FIRST READING - CARRIED 11:3
SECOND READING - CARRIED 11:3
(Ald. Blaney, Ald. Keyes & Ald. Webb opposed.)
THIRD READING - CARRIED 13:1
(Ald. Keyes opposed.)

(8) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Rezone 3.144 Acres on North Side Princess Street Adjacent to Alcan from "M2" (Limited Heavy Industrial) to "C2" (General Commercial)).

BY-LAWS (cont'd)

(8) (cont'd)

(THREE READINGS) (PROPOSED NO. 7166)
Clause 1, Report No. 106

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 11:3
(Ald. Blaney, Ald. Keyes & Ald. Webb opposed.)
THIRD READING - CARRIED 13:1
(Ald. Keyes opposed.)

(9) A By-Law to Amend By-Law No. 6976, " A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" (Revision No. 4).

(THREE READINGS) (PROPOSED NO. 7167)
Clause 12(B), Report No. 110

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(10) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Building Levels and Additional Conditions for Issue of Permits.)

(THIRD READING) (PROPOSED NO. 7118)
Clause 9, Report No. 89

THIRD READING - CARRIED 14:0

(11) A By-Law to Authorize the Execution of an Agreement with Caribou Construction Incorporated for Construction of Sanitary and Storm Sewers and Watermain in Benson Street (Contract 71-11W).

(THIRD READING) (PROPOSED NO. 7145)
Clause 6, Report No. 91

THIRD READING - CARRIED 14:0

(12) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 98).

(THIRD READING) (PROPOSED NO. 7151)
Clause 1, Report No. 98

THIRD READING - CARRIED 14:0

(13) A By-Law to Require the Owners of Privately Owned Outdoor Swimming Pools to Erect and Maintain Fences and Gates Around Such Swimming Pools.

(THIRD READING) (PROPOSED NO. 7153)
Clause 1, Report No. 102

(Referred back to the Fire, Legislation and Housing Committee.)

(14) A By-Law to Authorize the Execution of an Agreement with H. J. McFarland Construction Company Limited to Amend Contract 71-12W for Construction of Pavements (Substitute Work and Decrease Quantities).

(THIRD READING) (PROPOSED NO. 7154)
Clause 4, Report No. 103

THIRD READING - CARRIED 14:0

BY-LAWS (cont'd)

(15) A By-Law to Authorize the Execution of an Agreement with Glen Lawrence Construction Company Limited to Amend Contract 69-4W for Widening Bath Road (Increase Quantities).

(THIRD READING) (PROPOSED NO. 7155)
Clause 5, Report No. 103

THIRD READING - CARRIED 14:0

(16) A By-Law to Provide for the Borrowing upon Debentures of the sum of $120,000.00 for Construction of Phase II of the Kingston Municipal Golf Course (8¼% - 10 Years).

(THIRD READING) (PROPOSED NO. 7135)
Clause 6 (d), Report No. 97

THIRD READING - CARRIED 14:0

(17) A By-Law to Provide for the Borrowing upon Debentures of the Sum of $30,000.00 for Construction of a Greenhouse in Rodden Park (8¼% - 5 Years).

(THIRD READING) (PROPOSED NO. 7136)
Clause 6 (e), Report No. 97

THIRD READING - CARRIED 12:2

(Ald. Speal & Ald. Vosper opposed.)

(18) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Paving of Entrances: 50 Hickson Avenue and 152 Hickson Avenue)".

(FIRST AND SECOND READINGS) (PROPOSED NO. 7168)
Clauses 6 & 7, Report No. 104

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Speal,

That the congratulations of Council be extended to The Honourable C. J. Sylvanus Apps on his re-election and to Dr. W. J. Nuttal on his election to the Ontario Legislative Assembly.

CARRIED

(2) Moved by Ald. Speal,
Seconded by Ald. Webb,

That the congratulations of Council be extended to Ald. Kenneth Keyes in permitting his name to stand for election as a member of The Provincial Legislature of Ontario for Frontenac-Addington and for his fine showing in coming second out of a total of four.

CARRIED

(3) Moved by Ald. Timmins,
Seconded by Ald. Brightman,

That Alderman Cook be notified that the members of Council miss him and extend best wishes for a speedy recovery from his illness.

CARRIED

MOTIONS (cont'd)

The following notice of motion was received:

(4) Moved by Ald. Timmins,
Seconded by Ald. Matthews,

WHEREAS it appears that Mr. Apps will be returning to Toronto as our M.P.P. for Kingston and the Islands.

AND WHEREAS it appears that the majority of the tax payers in the City of Kingston feel that the present "tax exempt property" situation is a matter of real concern.

AND WHEREAS the newly elected provincial government stated during their campaign that Kingston could look forward to increased grants (until 1975) in lieu of taxes for tax exempt property.

THEREFORE BE IT RESOLVED, that the members of Council request Mayor Swain to continue his efforts on our behalf to achieve 100% relief in the "tax exempt property" situation.

AND THEREFORE BE IT FURTHER RESOLVED that Mayor Swain be requested to arrange for an appropriate provincial official to visit Kingston to discuss this every growing problem of tax exempt property in the City of Kingston.

(Referred to the Finance and Accounts Committee)

(5) Moved by Ald. Keenleyside,
Seconded by Ald. Hagerman,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:17 P.M. (L.S.)

(signed) *T. J. McKibbin,*
CLERK-COMPTROLLER

(signed) *E. V. Swain,*
MAYOR

Local Govt.

CITY COUNCIL MEETING NO 21

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, November 8, 1971, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(107) Children's Aid Society of the City of Kingston and County of Frontenac, *"Newsletter"* for the period September-October, 1971.

MINUTES

That the minutes of City Council Meeting No. 20, held October 25, 1971, be adopted as printed.

COMMUNICATIONS

To be Filed:

(425) From the Ontario Municipal Association *"News Notes"* notifying that:

(a) After October 29th the new address for the Ontario Municipal Association is:

The Ontario Municipal Association,
Convention Mezzanine,
Royal York Hotel,
100 Front Street West,
Toronto 116, Ontario.

(b) The Association has established a special committee to review the Fourth Report of the Select Committee on Election Laws.

(c) The Administrators' Workshop - "The Future of Municipal Administration" will be held on December 9th and 10th at the University of Western Ontario, London, Ontario.

(d) The European Local Government Study Tour - April 29th to May 24th, 1971 has extended the date for receipt of applications to November 10th.

(426) From the Ontario Municipal Association *"Minute Legislative Bulletin"* dated October, 1971 pertaining to the Provincial proposals for direct winter employment programs and Federal proposals for employment opportunities.

(427) From the Canadian Transport Commission, Railway Transport Committee, a Report to the Committee by Bell Canada dated July, 1971 Recommending that the Count of Total Telephones be Continued on the Present Basis and Recommending the Issuance of an Order Approving Certain Changes in the Structure of Exchange Groups and in the Tariffs of Rates Applicable to the Resultant New Exchange Groups.

(428) From the Honourable Charles MacNaughton, The Minister of Transportation and Communications, stating:

> *"This will acknowledge your letter dated September 29, 1971 outlining a resolution approved by the Council of the City of Kingston regarding the proposed plans for the relocation of the Kingston-Wolfe Island ferry service.*
>
> *While I can appreciate the concern of Council, as detailed in the resolution, it is evident that the prime reason for this proposal has been overlooked, that is, the need to provide an adequate level of service for vehicular traffic between the Mainland and Wolfe Island. The intent of this new route is to reduce the crossing time between the terminal points of the ferry crossing, with a view to eliminating line-ups, thus making the crossing trip far more enjoyable, and, contrary to Council's statement, far less difficult to complete.*

COMMUNICATIONS (cont'd)

(428) (cont'd)

It is agreed that there are some disadvantages to this proposal, but it is our view that these are offset by the improved efficiency of the new service.

It would be appreciated if you would inform the Council that I have noted their opposition to the proposed relocation as outlined in the resolution."

(429) From the Honourable C.J.S. Apps, extending thanks to the Members of City Council for their Motion of Congratulations for his recent election to the Ontario Legislature Assembly.

(430) From the Honourable C.J.S. Apps, Minister of Correctional Services, acknowledging receipt of City Council's endorsement of resolution (R.110(1)71) of the Executive of the Association of Ontario Mayors and Reeves regarding pollution control cost sharing.

(431) From the Department of Agriculture and Food (Ontario) acknowledging that recently expressed concern of Clerks of several municipalities about the amount of money being paid out due to sheep losses caused by dogs and notifying that some Councils do not appear to be taking full advantage of the provisions of Sections 13 to 17 of the *Dog Tax and Live Stock and Poultry Protection Act*(which includes right of Council to obtain reinbursement of amount of damages from owners of dogs that kill sheep) and suggesting that when animals are killed letters be sent to all owners of dogs in the same area notifying them that:

(a) their dog may be killed if they are running loose, and

(b) they may be held responsible for any injury caused to animals

many people make an effort to keep their dogs under control.

(432) From the Association of Women Electors of Kingston Area notifying that Mrs. Mary Ellen Johnson has been appointed as the Association's regular observer at meetings of City Council.

To be Referred to the Fire, Legislation and Housing Committee:

(433) From the Ontario Humane Society, with respect to Dog Pounds, referring to the letter of August 17th, 1971 received from the Veterinary Services Branch of the Department of Agriculture, which stated that the Animals for Research Act and its Regulations are administered and enforced solely by the Veterinary Services Branch of the Department of Agriculture, and notifying that the letter, quite unintentionally, served to confuse the matter by failing to mention that the Ontario Society for the Prevention of Cruelty to Animals Act of 1955, as amended, authorizes Inspectors appointed by the Ontario Humane Society to take certain action if animals are being ill-treated or neglected; and urging that municipalities instruct any municipal employees who are responsible for pound or animal control operations to cooperate with the Ontario Humane Society Inspectors. The Ontario Humane Society Inspectors are in no way duplicating the work of the Inspectors of the Department of Agriculture, and are not enforcing the Animals for Research Act. Rather, they are enforcing those sections of the Criminal Code which protect animals, and the Ontario S.P.C.A. Act.

To be Referred to the Public Works Committee:

(434) From the Ontario Good Roads Association requesting for resolutions and proposal of names for recognition of long service in the cause of good roads.

COMMUNICATIONS (cont'd)

To be Referred to the Industrial Commission:

(435) From the Eastern Ontario Development Council a copy of the revised *"Eastern Ontario Data Book"*.

To be Referred to the Kingston Planning Board:

(436) From Ontario Housing Corporation enclosing addendum No. 4 to proposal call for 50 Senior Citizens Units on Van Order Drive which increases size of property site and requesting that the Ontario Housing Corporation be permitted to provide only 25% of parking requirements for all senior citizens projects on understanding that adequate land area for full parking requirements would be provided should additional parking prove to be required in the future.

To be Referred to the Finance and Accounts Committee:

(437) From The Ontario Council of Regents for Colleges of Applied Arts and Technology notifying that the term of office of the City's appointee to the Board of Governors of St. Lawrence College of Applied Arts and Technology, Mrs. Lin Good, will terminate on December 31, 1971, and that any board member is eligible for reappointment and requesting to be notified of new appointee in order that they may notify the chairman of Board in ample time for their January meeting of the Board.

To be Referred to the 1972 Finance and Accounts Committee:

(438) From the Canadian National Institute for the Blind, Ontario Division, Toronto, requesting a grant of $3,000. for 1972 in support of the Institutes services for blind people in Kingston and submitting an outline of services provided in Kingston.

PETITIONS

REPORTS

REPORT NO. 111

To the Mayor and Members of Council Kingston, November 2, 1971

The Traffic and Streets Committee reports and recommends as follows:

1. That by-laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

   (a) that parking be prohibited on both sides of Montreal Street from Sutherland Drive northerly 600 feet;

   (b) that the existing parking area with a 15 minute time limit on the south side of Pine Street east of Division Street be extended easterly by one parking space;

   (c) that the yield sign on Portsmouth Avenue at the south-east corner of Bath Road with Portsmouth Avenue be replaced with a merge sign since an adequate acceleration lane has been constructed;

   (d) that parking be prohibited on the west side of Bagot Street from Raglan Road southerly 90 feet to improve alignment and visibility;

   (e) that parking meters with a time limit of one hour and rate of 5¢ per half hour be installed at the following locations:

      (i) to replace existing parking meters with a rate of 5¢ per hour on the north side of Union Street between University Avenue and Division Street;

      (ii) in all areas where daytime parking is presently permitted on the north and south sides of Union Street between University Avenue and Barrie Street;

   (f) that parking meters with a time limit of two hours and rate of 5¢ per half hour be installed at the following locations:

      (i) on the west side of Division Street between Union and Earl Streets;

      (ii) on the south side of Clergy Street between Division Street and University Avenue.

2. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to provide that notwithstanding the provisions of this by-law, the Kingston Public Library be permitted to extend their ramps to fill in the 12 foot wide space between their ramps to their parking lot on the west side of Bagot Street south of Brock Street.

The Traffic and Streets Committee may present the following clause:

3. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to provide that notwithstanding the provisions of this by-law, the owner of the property at 114 Liddell Crescent be permitted to pave his driveway entrance from a width of 14 feet at the roadway increasing to a width of 20 feet at the street line since Liddell Crescent is narrow in width, and since the lot is irregular in shape, increasing in width as the distance from the street line increases.

Respectfully submitted,

Public Works Report No. 112

November 1, 1971.

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the following accounts be paid -

Bestobell Controls Ltd - $956.58 - two level recorders for sewage disposal system

K.Mulrooney Trucking Ltd - $1192.50 - rental of equipment for mixing and stockpiling winter control sand and salt at the City Yard

2. That, since advice has been received from the Public Utilities Commission that tendered prices for relocation of watermains and hydrants in the Expressway section of the Traffic Circle project are higher than their estimates, a revised Purchase Order be issued to the Public Utilities Commission for the relocation of the above described services in amounts shown hereunder -

Section	Estimated cost	Corp. Share	P.U.C.Share
Princess St connecting Link	$ 2,800.00	$ 1,887.00	$ 913.00
Expressway	$69,725.00	$44,300.00	$25,425.00
Total	$72,525.00	$46,187.00	$26,338.00

(Corporation' share was previously estimated at $37,900.00)

3. That the quotation of McGinnis and O'Connor Ltd to supply 1000 tons of P.A.P. asphalt for winter pavement repairs at $10.50 per ton f.o.b. plant, be accepted being the sole supplier in the Kingston area

4. That notwithstanding the provisions of By-law No. 10 - A By-law Respecting Streets - and By-law No.14 - A By-law Relating to Sewers and Drains - the Cut Permit fee for pavement portion of Cut Permit No.6136 issued to the Public Utilities Commission for installation of watermain across King St at Emily St be reduced by 50%, i.e. 50% of $262.40 = $131.20 since the reconstruction of the King St pavement shortly after the installation of the watermain reduced the amount of maintenance required on the cut.

....../2

5. That the following rates for the rental of trucks for winter control work be approved -

Single Axle Trucks - $6.00 per hour
Tandem Trucks - $9.00 per hour

Respectfully submitted,

Chairman

REPORT NO. 113

TO THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, October 4, 1971.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS the maximum residential densities currently permitted in the C, C c, D and E zones of By-Law 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston", are in the order of 200 units per acre; and,

WHEREAS large scale development at or near such densities do produce, and will continue to produce, excessive service demands; and,

WHEREAS existing development under this zoning framework is taking place in a form which is deficient in open space, parking layout, front yards, vehicular access and design; and,

WHEREAS the construction of multiple family dwellings at excessive densities are in many cases disrupting established residential areas and as proposed Amendment No. 59 to the Official Plan, Sections 5 (50) and 5 (55) states:

> "Low density areas in good condition shall be protected and their preservation shall be considered a primary goal".

WHEREAS in the opinion of Planning Board such development is undesirable; and,

WHEREAS the proposed amendment is in conformity with the Official Plan approved and in force and with Official Plan Amendment No. 59 now before the Minister;

THEREFORE BE IT RESOLVED that the following statement be incorporated in By-Law No. 3077 under regulations controlling Zone C as Section 6.12 and under regulations controlling Zone C c as Section 6A.9:

> "No multiple family dwelling shall be erected with a minimum lot area of less than 1,550 square feet per dwelling unit."

- AND -

WHEREAS detailed research is still being carried out in much of the area herein considered; and,

WHEREAS such research is not expected to be finalized for possibly two more years;

BE IT FURTHER RESOLVED that the Ontario Municipal Board be requested to approve the by-law for a period of two years.

2. That Council does hereby certify that By-Law No._____, "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Area Requirements: Zones C,Cc,D and E)" is in conformity with the Official Plan approved and in force in the City of Kingston and with proposed Official Plan Amendment No. 59 approved at the Council Meeting on November 23, 1970, but not yet approved by the Minister.

Respectfully submitted,

REPORT NO. 114

Kingston, Ontario,
November 4, 1971.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That By-Law No. 7075, a by-law to amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures," (Public Buildings Regulations: One Entrance to Accommodate Handicapped Persons) be amended on third reading to include a definition of "public buildings" as follows:

   > 'All publicly owned buildings in the City of Kingston, save and except private dwellings, filtration plant, garages, warehouses, pump houses, sewage plant, and any other buildings or outbuildings which are not normally used or visited by the general public'.

2. That the action of the Clerk-Comptroller in granting permission to International Coats of Arms, Heraldic House Limited, Toronto, to reproduce the City of Kingston crest in colour for use at the new Mall in the Kingston Shopping Centre, be approved and ratified.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 115

To the Mayor and Members of Council Kingston, November 3, 1971.

The Committee on Finance and Accounts reports and recommends as follows:

1. That the account of The National Cash Register Co. Ltd. for the supply of 31,500 Welfare cheques, in the amount of $783.55, Provincial sales tax included, as a charge against "Office Supplies", be approved for payment.

2. WHEREAS it appears that the majority of the taxpayers in the City of Kingston feel that the present "tax exempt property" situation is a matter of real concern;

   AND WHEREAS the newly elected provincial government stated during their campaign that Kingston could look forward to increased grants (until 1975) in lieu of taxes for tax exempt property:

   THEREFORE BE IT RESOLVED that the Members of Council request Mayor Swain to continue his efforts on our behalf to achieve 100% relief in the "tax exempt property" situation;

   AND BE IT FURTHER RESOLVED that Mayor Swain be requested to arrange for appropriate provincial officials of the Departmentsof Treasury and Economics and Municipal Affairs to visit Kingston to discuss this ever-growing problem of tax exempt property in the City of Kingston.

3. WHEREAS it is most inequitous that the citizens of Kingston be asked to bear the financial cost of public protection and services directly attributable to a recent riot in the Kingston Penitentiary;

   AND WHEREAS the services of the Kingston police are thereby being withdrawn from the citizens of this community;

   AND WHEREAS it is indicated that the trial related to the murder charges will last for a period of at least two months:

   THEREFORE BE IT RESOLVED That either the Provincial Government make a specific grant to compensate fully this municipality for the costs to provide this service or that the Provincial Government provide the service through Ontario Provincial Police Force or some other suitable agency.

4. That, as requested by the Kingston Police Commission, the following budget appropriation amendment be approved in order to provide funds to cover the additional costs of overtime in the Police Department in 1971 arising from the Penitentiary riot:

	Increase	Decrease
POLICE DEPARTMENT		
PERSONAL SERVICES	$8,000.	-
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Contingencies	-	$8,000.

5. That, as recommended by the Traffic and Streets Committee and the Parking Authority, the following budget appropriation amendment be approved in order to provide funds for 1971 for the Parking Authority to employ and provide uniforms for two additional By-Law Enforcement Officers for the period December 1, 1971, to April 30, 1972, to provide sufficient enforcement staff to also enforce winter parking regulations.

	Increase
REVENUE:	
OTHER REVENUE	
FINES	$1,113.

5. (cont'd)

	Increase
PARKING AUTHORITY	
REVENUE: GENERAL A/C	
- Transfer from Current Fund	$1,113.
EXPENDITURES:	
CONT. TO PARKING AUTHORITY	$1,113.
PARKING AUTHORITY	
ENFORCEMENT	
- Wages	$ 813.
- Clothing	$ 300.

6. That, as recommended by the Parks, Recreation and Property Committee and the City Hall Renovations Sub-Committee:

   (a) The City Hall Renovations Sub-Committee be authorized to prepare terms of reference for the architect appointed to prepare plans and specifications for the renovations to the City Hall for consideration of the Parks, Recreation and Property Committee;

   (b) Mr. Harry P. Smith, Architect, be retained to prepare plans and specifications for renovations to the City Hall, on the understanding that he will have preliminary plans ready for consideration by February 1st, 1972; and

   (c) The architect is to retain Mr. Peter Stokes, Architect, to act as historical consultant for the preparation of the plans.

7. That, as recommended by the Parks, Recreation and Property Committee, the following budget appropriation amendments be approved:

RECREATION	Decrease	Increase
Waterfronts - Wages	$2,400.	-
Rinks - Wages	-	$1,500.
Playgrounds	-	900.
	$2,400.	$2,400.

8. That Mr. Allan Bebdoe, Ottawa, Ontario, be retained, for the sum of $500.00, to prepare a design and to process the application and the negotiation of a grant of letters patent for an official shield and crest, supporters and badge for The Corporation of the City of Kingston. (To be charged to "Finance - Miscellaneous") and that the sum of $500. be transferred from "Contingencies" to "Finance - Miscellaneous".

9. That, as recommended by the Parks, Recreation and Property Committee, a by-law be presented to Council to authorize the execution of an agreement with the Public Utilities Commission of the City of Kingston to grant the Commission easements for watermains, water service and electric service in or over the Ontario Street Pumping Station Property, as shown on P.U.C. Dwg. 30/2/144/1, dated February, 1968, on the understanding that the easements for the water and electric services to the Shipyards and Captain Dougan's house will be terminated when the services are no longer required.

10. That the sum of $56,500.00 be authorized for payment to the Corporation of the County of Frontenac being the City's 1971 appropriation for the Kingston Suburban Road Commission.

11. That, as recommended by the Public Works Committee a by-law be presented to Council to authorize the execution of an agreement with L. M. Welter Limited to amend Contract 71-13W for construction of Miscellaneous Sewers to provide, in Part "B" thereof, for the following extra work:

11. (cont'd)

(a) Relocate existing watermain at Johnson Street and Regent Street to resolve space conflict with proposed storm sewer. Work to be carried out on a time and materials basis in accordance with Clause 26 of The General Conditions -

Total estimated value - $1,600.00.

(b) Relocate existing watermain at Macdonnell Street and Mack Street to resolve space conflict with proposed storm sewer. Work to be carried out on a time and materials basis in accordance with Clause 26 of The General Conditions -

Total estimated value - $1,650.00.

Respectfully submitted,

(CHAIRMAN)

The Finance and Accounts Committee may present the following clause:

12. That List of Accounts Number 10, dated October 31, 1971 in the amount $1,051,142.04 for expenditures incurred under proper authorization be confirmed.

(Note: Copies of List of Accounts distributed to all members of Council with Council Agenda).

FINANCE AND ACCOUNTS REPORT NO. 115

The Finance Committee may present the following clauses:

13. That application be made for approval of the following projects under the Provincial Municipal Employment Incentive Program:

[To be commenced as soon as approval is received]	Total Cost	City's Share
PUBLIC WORKS		
a. Sewage Interception: Cataraqui & Orchard Sts.	$ 1,000.	$ 542.
b. Street Survey: Service locations	17,000.	nil
c. Brush Clearing Along Roads	2,500.	nil
d. Sidewalk Obstacles: Clearance	4,000.	nil
e. Storm Sewer Outlets: Ditching	4,000.	nil
f. Industrial Park: Clearing & Grading	6,000.	1,432.
g. Parking Meter Relocation	2,500.	nil
PARKS		
a. Diseased Elm Removal	72,500	nil
b. Tree Planting Cataraqui Park	7,250	nil
c. 440 King Street (Creativity Centre)	14,500	nil
d. Belle Park Drive Parkway Development	14,500.	nil
[Spring Projects – To be commenced Mid March to April 1st]		
e. Belles Island – Beach & Shoreline Development	13,250.	nil
f. Lake Ontario Park Nature Trails	13,250.	nil
	$172,250.	$1,974.

Further that the 1971 Current Budget be amended as follows:

Revenue Contributions from Other Governments

	Increase
Provincial Employment Incentive Program	$170,276.

Expenditures	Decrease	Increase
Works Department		$ 28,500.
Finance Industrial Commission		6,000.
Parking Authority		2,500.
Parks		135,250.
Finance "Contingencies"	1,974.	
	$172,250.	$172,250.

FINANCE AND ACCOUNTS REPORT NO. 115

14. That application be made for approval of the following projects under the Provincial Municipal Employment Incentive Program and that provision be made in the 1972 Budget as noted, it being understood that no work will be commenced until January 1, 1972.

PUBLIC WORKS	Total Cost	City's Share
a. Sewer Manhole Construction (61)	$ 45,000.	$ 22,162.
b. Catch Basin Replacement (40)	15,000.	7,235.
c. Storm Sewer Replacement Glengarry Rd. - 692'	35,000.	21,297.
d. Culvert: Portsmouth Ave at Glengarry	22,000.	13,778.
* PARKS		
a. Golf Course	76,500.	** 50,000.
	$193,500.	$114,472.

* [Commencement of work subject to Ontario Municipal Board approval]

** NOTE: City's share of funds are in the 1972 Capital Budget.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 10 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 10 their second reading.

Ald. Keyes, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 7 to 10 their third reading.

(e) That By-Laws 7 to 22 be given their third reading.

(1) A By-Law to Authorize the Execution of an Agreement with Mr. William Teron (Removal of Railway Tracks Section: Clarence and Johnson Streets)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7169)
Clause 3, Report No. 107

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 111)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7170)
Clause 1, Report No. 111

(3) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 111)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7171)
Clause 1, Report No. 111

(4) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Area Requirements: Zones C, Cc, D and E).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7172)
Clause 1, Report No. 113

(5) A By-Law to Authorize the Execution of an Agreement with Mr. Harry P. Smith, Architect (Preparations of Plans and Specifications for Renovations to the City Hall).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7173)
Clause 6, Report No. 115

(6) A By-Law to Authorize the Execution of an Agreement with The Public Utilities Commission of The City of Kingston (Grant of Easement - Ontario Street Pumping Station).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7174)
Clause 9, Report No. 115

(7) A By-Law to Authorize the Execution of an Agreement with Mr. Gaetano Romeo (Sewer Connection: Part of Lot 5, Registered Plan No. A-13 - Lansdowne Street).

(THREE READINGS) (PROPOSED NO. 7175)
By-Law No. 14

BY-LAWS (cont'd)

(8) A By-Law to Authorize the Execution of an Amending Agreement with Kingston Spinners Limited (Revise Estimated Service Costs for the Watermain to be Constructed in Dalton Avenue).

(THREE READINGS) (PROPOSED NO. 7176)
Clause 24, Report No. 66

(9) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Entrance Ramps: Kingston Public Library - Bagot Street).

(THREE READINGS) (PROPOSED NO. 7177)
Clause 2, Report No. 111

(10) A By-Law to Authorize the Execution of an Agreement with L. M. Welter Limited to Amend Contract 71-13W for Construction of Miscellaneous Sewers (Extra Work).

(THREE READINGS) (PROPOSED NO. 7178)
Clause 11, Report No. 115

(11) A By-Law to Authorize the Execution of an Agreement with N. White and Sons Ltd. (Sewer Connection: 541 Rideau Street).

(THIRD READING) (PROPOSED NO. 6873)
Clause 5, Report No. 116, 1970

(12) A By-Law to Authorize the Sale of Land on the South Side of Dalton Avenue to Kingston Spinners Limited.

(THIRD READING) (PROPOSED NO. 7069)
Clause 24, Report No. 66

(13) A By-Law to Authorize the Execution of an Agreement with Kingston Spinners Limited (Sale of Land: South Side of Dalton Avenue).

(THIRD READING) (PROPOSED NO. 7071)
Clause 24, Report No. 66

(14) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Public Building Regulations: One Entrance to Accommodate Handicapped Persons).

(THIRD READING) (PROPOSED NO. 7075)
Clause 4, Report No. 72, and as
amended by Clause 1, Report No. 114

(15) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 12 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 7086)
Clause 9, Report No. 79

(16) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 12 of The Local Improvements Act.

(THIRD READING) (PROPOSED NO. 7109)
Clause 7(A), Report No. 85

(17) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $26,000.00 for Construction of a 12 Inch Watermain and Service in Dalton Avenue from the Existing 8 Inch Watermain on the East Side of the C.P.R. Tracks Westerly 1,150 Feet (8¼% - 10 Years)

(THIRD READING) (PROPOSED NO. 7132)
Clause 6(a), Report No. 97

BY-LAWS (cont'd)

(18) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $870,000.00 for Construction of a New Administration Building on Counter Street for the Public Utilities Commission (8¼% - 20 Years).

(THIRD READING) (PROPOSED NO. 7134)
Clause 6(c), Report No. 97

(19) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $1,738.58 for the Installation of Street Lighting on Johnson Street from 33 Feet West of Roden Street to Portsmouth Avenue (8¼% - 5 Years)

(THIRD READING) (PROPOSED NO. 7137)
Clause 6 (f), Report No. 97

(20) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $2,843.33 for the Reconstruction of Pavement on Princess Street from Frontenac Street to Albert Street (8¼% - 10 Years).

(THIRD READING) (PROPOSED NO. 7139)
Clause 6 (h), Report No. 97

(21) A By-Law to Amend By-Law No.24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to The Provisions of The Highway Traffic Act" (Clauses 1 & 4, Report No. 104).

(THIRD READING) (PROPOSED NO. 7160)
Clauses 1 and 4, Report No. 104

(22) A By-Law to Authorize the Execution of an Agreement with Caribou Construction Inc. to Amend Contract 71-11W for Construction of Sewers and Watermains in Benson Street (Increase Extra Work Allowance).

(THIRD READING) (PROPOSED NO. 7162)
Clause 9, Report No. 110

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 21

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, November 8, 1971, at 8:48 p.m., His Worship Mayor Swain presiding.

Moved by Ald. Blaney,
Seconded by Ald. Brightman,

That Rule 7 be suspended in order to permit the Council meeting to commence at 8:48 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (14)

TABLING OF DOCUMENTS

(107) Children's Aid Society of the City of Kingston and County of Frontenac, *"Newsletter"* for the period September - October, 1971.

(108) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to August, 1971, inclusive:

		1970 Jan.-Aug.		1971 Jan.-Aug.
REVENUE:		$322,927.		$312,525.
EXPENDITURES:				
Total Operating Expenses:		$526,166.		$529,899.
Less Revenue:	(-)	$322,927	(-)	$312,525.
Net Operating Deficit:		$203,239.		$217,374.
Plus:				
Pro-Rated Debenture Charges	(+)	64,517	(+)	65,400.
New Routes & Services - Promotion, etc. (Est.)		-	(+)	3,066.
Total Deficit for Period		$267,756.		$285,840

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro rated.
3) Present Fare Schedule has been in force
   (a) Adults since 2nd July 1969.
   (b) Students since 1st September 1968.
4) March 1970 "Transit Month".
5) Reduced Service introduced 1/3/71 as recommended by D.L.C.
6) New Routes & Transfer Point introduced 3/5/71.

MINUTES

Moved by Ald. Speal,
Seconded by Ald. Timmins,

That the Minutes of City Council Meeting No. 20, held October 25, 1971, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(425) From the Ontario Municipal Association *"News Notes"* notifying that:

(a) After October 29th the new address for the Ontario Municipal Association is:

The Ontario Municipal Association,
Convention Mezzanine,
Royal York Hotel,
100 Front Street West,
Toronto 116, Ontario.

(b) The Association has established a special committee to review the Fourth Report of the Select Committee on Election Laws.

(c) The Administrators' Workshop - "The Future of Municipal Administration" will be held on December 9th and 10th at the University of Western Ontario, London, Ontario.

(d) The European Local Government Study Tour - April 29th to May 24th, 1971 has extended the date for receipt of applications to November 10th.

(426) From the Ontario Municipal Association *"Minute Legislative Bulletin"* dated October, 1971 pertaining to the Provincial proposals for direct winter employment programs and Federal proposals for employment opportunities.

(427) From the Canadian Transport Commission, Railway Transport Committee, a Report to the Committee by Bell Canada dated July, 1971 Recommending that the Count of Total Telephones be Continued on the Present Basis and Recommending the Issuance of an Order Approving Certain Changes in the Structure of Exchange Groups and in the Tariffs of Rates Applicable to the Resultant New Exchange Groups.

To be Referred to the Finance and Accounts Committee:

(428) From the Honourable Charles MacNaughton, The Minister of Transportation and Communications, stating:

"This will acknowledge your letter dated September 29, 1971 outlining a resolution approved by the Council of the City of Kingston regarding the proposed plans for the relocation of the Kingston-Wolfe Island ferry service.

While I can appreciate the concern of Council, as detailed in the resolution, it is evident that the prime reason for this proposal has been overlooked, that is, the need to provide an adequate level of service for vehicular traffic between the Mainland and Wolfe Island. The intent of this new route is to reduce the crossing time between the terminal points of the ferry crossing, with a view to eliminating line-ups, thus making the crossing trip far more enjoyable, and, contrary to Council's statement, far less difficult to complete.

It is agreed that there are some disadvantages to this proposal, but it is our view that these are offset by the improved efficiency of the new service.

It would be appreciated if you would inform the Council that I have noted their opposition to the proposed relocation as outlined in the resolution."

To be Filed:

(429) From the Honourable C.J.S. Apps, extending thanks to the Members of City Council for their Motion of Congratulations for his recent election to the Ontario Legislature Assembly.

COMMUNICATIONS (cont'd)

To be Filed: (cont'd)

(430) From the Honourable C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of City Council's endorsement of resolution (R.110(1)71) of the Executive of the Association of Ontario Mayors and Reeves regarding pollution control cost sharing.

(431) From the Department of Agriculture and Food (Ontario) acknowledging that recently expressed concern of Clerks of several municipalities about the amount of money being paid out due to sheep losses caused by dogs and notifying that some Councils do not appear to be taking full advantage of the provisions of Sections 13 to 17 of the *Dog Tax and Live Stock and Poultry Protection Act* (which includes right of Council to obtain reinbursement of amount of damages from owners of dogs that kill sheep) and suggesting that when animals are killed letters be sent to all owners of dogs in the same area notifying them that:

(a) their dog may be killed if they are running loose, and

(b) they may be held responsible for any injury caused to animals

many people make an effort to keep their dogs under control.

(432) From the Association of Women Electors of Kingston Area notifying that Mrs. Mary Ellen Johnson has been appointed as the Association's regular observer at meetings of City Council.

To be Referred to the Fire, Legislation and Housing Committee:

(433) From the Ontario Humane Society, with respect to Dog Pounds, referring to the letter of August 17th, 1971 received from the Veterinary Services Branch of the Department of Agriculture, which stated that the Animals for Research Act and its Regulations are administered and enforced solely by the Veterinary Services Branch of the Department of Agriculture, and notifying that the letter, quite unintentionally, served to confuse the matter by failing to mention that the Ontario Society for the Prevention of Cruelty to Animals Act of 1955, as amended, authorizes Inspectors appointed by the Ontario Humane Society to take certain action if animals are being ill-treated or neglected; and urging that municipalities instruct any municipal employees who are responsible for pound or animal control operations to cooperate with the Ontario Humane Society Inspectors. The Ontario Humane Society Inspectors are in no way duplicating the work of the Inspectors of the Department of Agriculture, and are not enforcing the Animals for Research Act. Rather, they are enforcing those sections of the Criminal Code which protect animals, and the Ontario S.P.C.A. Act.

To be Referred to the Public Works Committee:

(434) From the Ontario Good Roads Association requesting for resolutions and proposal of names for recognition of long service in the cause of good roads.

To be Referred to the Industrial Commission:

(435) From the Eastern Ontario Development Council a copy of the revised *"Eastern Ontario Data Book"*.

To be Referred to the Kingston Planning Board:

(436) From Ontario Housing Corporation enclosing addendum No. 4 to proposal call for 50 Senior Citizens Units on Van Order Drive which increases size of property site and requesting that the Ontario Housing Corporation be permitted to provide only 25%

COMMUNICATIONS (cont'd)

To be Referred to the Kingston Planning Board: (cont'd)

(436) (cont'd)

of parking requirements for all senior citizens projects on understanding that adequate land area for full parking requirements would be provided should additional parking prove to be required in the future.

To be Referred to the Finance and Accounts Committee:

(437) From The Ontario Council of Regents for Colleges of Applied Arts and Technology notifying that the term of office of the City's appointee to the Board of Governors of St. Lawrence College of Applied Arts and Technology, Mrs. Lin Good, will terminate on December 31, 1971, and that any board member is eligible for reappointment and requesting to be notified of new appointee in order that they may notify the chairman of Board in ample time for their January meeting of the Board.

To be Referred to the 1972 Finance and Accounts Committee:

(438) From the Canadian National Institute for the Blind, Ontario Division, Toronto, requesting a grant of $3,000. for 1972 in support of the Institutes services for blind people in Kingston and submitting an outline of services provided in Kingston.

To be Filed:

(439) From (?), requesting Council's support of Ald. Matthews, Ald. Speal, Mayor Swain, and Chief Nesbitt with their idea of withdrawing the City's police from guard duty at the Court House and suggesting that old people in Kingston are not taxed for the damages done at the Kingston Penitentiary.

To be Referred to the Planning Board:

(440) From Queen's University applying for an amendment to Zoning By-Law 3078 to permit:

(1) the erection of buildings on the west campus not exceeding 16 storeys in height;

(2) a rear yard of 35 feet rather than 50 feet along the west campus boundary of the stadium.

To be Referred to the Finance and Accounts Committee:

(441) From Bell Canada, Montreal, enclosing copy of their application to the Railway Committee of the Canadian Transport Commission for:

(a) an Order approving, at earliest possible date, revisions to Bell Canada's Tariffs of Rates for Exchange and Long Distance Service and Equipment; and

(b) an Order approving, as of January 1, 1972, interim revisions to the said Tariffs.

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee: (cont'd)

(441) (cont'd)

Basic Kingston Exchange Rates are:

	Business Service			Residence Service				
	Flat Rate			Message Rate	Flat Rate			
Rate Group	Individual line	Multi-Party line	Trunk line	Individual line	Individual line	Two-Party line	Multi-Party line	Trunk line
PRESENT: *(Effective Nov. 19, 1971)*								
8	12.50	5.80	18.80	7.85* (*80 messages plus 5.5¢ each additional message)	5.15	4.00	3.60	6.45
PROPOSED: *(Effective When Ordered)*								
8	13.70	6.35	20.60	8.60* (*80 messages plus 5.5¢ each additional message)	5.65	4.40	3.95	7.05
INTERIM: *(Effective January 1, 1972)*								
8	12.65	5.85	19.00	7.95* (*80 messages plus 5.1¢ each additional message)	5.20	4.05	3.65	6.50

Note: Letters of opposition, support, or modification in whole or part must be mailed or delivered to the Secretary of the Canadian Transport Commission, with copy to Mr. Guy Houle, General Counsel, Bell Canada, not later than December 10, 1971.

(442) From Mr. C. K. Dillane, Manager, Kingston, Bell Canada, stating:

On November 5, we applied to the Canadian Transport Commission for approval to raise our rates, and you will be receiving an official copy of our application under separate cover.

You may well have seen a detailed report of our application already, but in case you haven't very briefly our situation is this:

The company is seeking an increase of $78.1 million in additional annual revenue, to be effective at the earliest possible date.

Our estimates show that company earnings will fall sharply in 1972 if current rates continue. Our annual productivity gains have been good by any standards in recent years, averaging over 5 per cent. But this still hasn't been good enough to over come annual operating expense increases of 8 to 14 per cent.

As you can well realize, first class telephone service requires massive construction programs every year, and huge amounts of capital to complete them. Investors must be assured of good earnings now and continuing earnings growth in the future, and we simply cannot continue to borrow capital at a cost in the 8-9% range with an earnings level in the 7% range.

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee: (cont'd)

(442) (cont'd)

Our estimates show that, without increased rates, the company's rate of return on total capital in 1972 will be about 7.0 per cent, a sharp decline from the estimated 1971 rate of return of 7.4 per cent.

Because the time required to complete hearings, render a decision and implement new rates once approved make it doubtful that full revised rates can be in effect throughout 1972 -- the company is asking for a portion of the increase effective 1 January 1972. This would produce $24.6 million of the total we need, and at least help us meet additional payroll and benefit charges.

If you would like any further information, I would be pleased to hear from you. Just give me a call at 544-1141.

PETITIONS

REPORTS

Ald. Keyes presented Report No. 111 of the Traffic and Streets Committee as follows.

Clause 3, as printed on the Agenda, was not added for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. McDougall, That Report No. 111 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 111

To the Mayor and Members of Council Kingston, November 2, 1971.

The Traffic and Streets Committee reports and recommends as follows:

1. That by-laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

   (a) that parking be prohibited on both sides of Montreal Street from Sutherland Drive northerly 600 feet;

   (b) that the existing parking area with a 15 minute time limit on the south side of Pine Street east of Division Street be extended easterly by one parking space;

   (c) that the yield sign on Portsmouth Avenue at the south-east corner of Bath Road with Portsmouth Avenue be replaced with a merge sign since an adequate acceleration lane has been constructed;

   (d) that parking be prohibited on the west side of Bagot Street from Raglan Road southerly 90 feet to improve alignment and visibility;

   (e) that parking meters with a time limit of one hour and rate of 5¢ per half hour be installed at the following locations:

      (i) to replace existing parking meters with a rate of 5¢ per hour on the north side of Union Street between University Avenue and Division Street;

      (ii) in all areas where daytime parking is presently permitted on the north and south sides of Union Street between University Avenue and Barrie Street;

REPORTS (cont'd)

Report No. 111 - Traffic and Streets Committee (cont'd)

1. (cont'd)

(f) that parking meters with a time limit of two hours and rate of 5¢ per half hour be installed at the following locations:

(i) on the west side of Division Street between Union and Earl Streets:

(ii) on the south side of Clergy Street between Division Street and University Avenue.

(See By-Laws No. 7170 and 7171) *CARRIED*

2. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to provide that notwithstanding the provisions of this by-law, the Kingston Public Library be permitted to extend their ramps to fill in the 12 foot wide space between their ramps to their parking lot on the west side of Bagot Street south of Brock Street.

(See By-Law No. 7177) *CARRIED*

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
J. Lorne McDougall
T. A. Hagerman
G. Vosper
G. L. Webb

Ald. Speal presented Report No. 112 of the Public Works Committee as follows.

Moved by Ald. Speal, seconded by Ald. Travers, That Report No. 112 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 112

To the Mayor and Members of Council Kingston, November 1, 1971.

The Public Works Committee reports and recommends as follows:

1. That the following accounts be paid:

Bestobell Controls Ltd.	$956.58	two level recorders for sewage disposal system
K. Mulrooney Trucking Ltd.	$1192.50	rental of equipment for mixing and stockpiling winter control sand and salt at the City Yard

CARRIED

2. That, since advice has been received from the Public Utilities Commission that tendered prices for relocation of watermains and hydrants in the Expressway section of the Traffic Circle project are higher than their estimates, a revised Purchase Order be issued to the Public Utilities Commission for the relocation of the above described services in amounts shown hereunder -

Section	Estimated cost	Corp. Share	P.U.C. Share
Princess St. connecting Link	$2,800.00	$1,887.00	$ 913.00
Expressway	$69,725.00	$44,300.00	$25,425.00
Total	$72,525.00	$46,187.00	$26,338.00
(Corporation' share was previously estimated at		$37,900.00)	

CARRIED

REPORTS (cont'd)

Report No. 112 - Public Works Committee (cont'd)

3. That the quotation of McGinnis and O'Connor Ltd. to supply 1000 tons of P.A.P. asphalt for winter pavement repairs at $10.50 per ton f.o.b. plant, be accepted being the sole supplier in the Kingston area.

CARRIED

4. That notwithstanding the provisions of By-Law No. 10 - A By-Law Respecting Streets - and By-law No. 14 - A By-law Relating to Sewers and Drains - the Cut Permit fee for pavement portion of Cut Permit No. 6136 issued to the Public Utilities Commission for installation of watermain across King St. at Emily St. be reduced by 50%, i.e. 50% of $262.40 = $131.20 since the reconstruction of the King St. pavement shortly after the installation of the watermain reduced the amount of maintenance required on the cut.

CARRIED

5. That the following rates for the rental of trucks for winter control work be approved:

Single Axle Trucks - $6.00 per hour
Tandem Trucks - $9.00 per hour

CARRIED

Respectfully submitted,

(signed) *G. N. Speal* (CHAIRMAN)
D. J. Travers
Earl J. Blaney
J. Lorne McDougall
E. Watts

Ald. Vosper presented Report No. 113 of the Kingston Planning Board as follows.

Moved by Ald. Vosper, seconded by Ald. Speal, That Report No. 113 of the Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 113

To the Mayor and Members of Council Kingston,November 4, 1971.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS the maximum residential densities currently permitted in the C, Cc, D and E zones of By-Law 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston", are in the order of 200 units per acre; and,

WHEREAS large scale development at or near such densities does produce, and will continue to produce, excessive service demands; and,

WHEREAS existing development under this zoning framework is taking place in a form which is deficient in open space, parking layout, front yards, vehicular access and design; and,

WHEREAS the construction of multiple family dwellings at excessive densities are in many cases disrupting established residential areas and as proposed Amendment No. 59 to the Official Plan, Sections 5 (50) and 5 (55) states:

REPORTS (cont'd)

Report No. 113 - Kingston Planning Board (cont'd)

1. (cont'd)

> "Low density areas in good condition shall be protected and their preservation shall be considered a primary goal".

WHEREAS in the opinion of Planning Board such development is undesirable; and,

WHEREAS the proposed amendment is in conformity with the Official Plan approved an in force and with Official Plan Amendment No. 59 now before the Minister;

THEREFORE BE IT RESOLVED that the following statement be incorporated in By-Law No. 3077 under regulations controlling Zone C as Section 6.12 and under regulations controlling Zone Cc as Section 6A.9:

> "No multiple family dwelling shall be erected with a minimum lot area of less than 1,550 square feet per dwelling unit."

-AND-

WHEREAS detailed research is still being carried out in much of the area herein considered; and,

WHEREAS such research is not expected to be finalized for possibly two more years;

BE IT FURTHER RESOLVED that the Ontario Municipal Board be requested to approve the by-law for a period of two years.

(See By-Law No. 7172) *CARRIED*

2. That Council does hereby certify that By-Law No. 7172, "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston ' (Area Requirements: Zones C, Cc, D and E)" is in conformity with the Official Plan approved and in force in the City of Kingston and with proposed Official Plan Amendment No. 59 approved at the Council Meeting on November 23, 1970, but not yet approved by the Minister.

CARRIED

Respectfully submitted,

(signed) *G. W. Vosper* (VICE-CHAIRMAN)
G. N. Speal
E. V. Swain

Ald. Matthews presented Report No. 114 of the Fire, Legislation and Housing Committee as follows.

Moved by Ald. Matthews, seconded by Ald. Vosper, That Report No. 114 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 114

To the Mayor and Members of Council Kingston, November 4, 1971.

The Committee on Fire, Legislation and Housing reports and recommends as follows:

REPORTS (cont'd)

Report No. 114 - Fire, Legislation and Housing Committee (cont'd)

1. That By-Law No. 7075, "A by-law to amend By-Law No. 3001, 'A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures,' (Public Buildings Regulations: One Entrance to Accommodate Handicapped Persons)" be amended on third reading to include a definition of "public buildings" as follows:

> 'All publicly owned buildings in the City of Kingston, save and except private dwellings, filtration plant, garages, warehouses, pump houses, sewage plant, and any other buildings or outbuildings which are not normally used or visited by the general public".

(See following motion of Amendment)

Moved by Ald. McDougall,
Seconded by Ald. Webb,

That Clause 1, Report No. 114, be amended by deleting the definition of public buildings from the clause and substituting the following definiton therefor:

> "The term public buildings shall include all buildings of whatever kind erected in the City, save and except dwellings to accommodate single family only, filtration plant, garages, warehouses, pump houses, sewage plant, and any other buildings or outbuildings which are not normally used or visited by the general public".

(See following motion of Referral)

Moved by Ald. Matthews,
Seconded by Ald. Vosper,

That Clause 1, Report No. 114, and the motion of Ald. McDougall and Ald. Webb to amend Clause 1, Report No. 114 be referred back to the Fire, Legislation and Housing Committee.

CARRIED

2. That the action of the Clerk-Comptroller in granting permission to International Coats of Arms, Heraldic House Limited, Toronto, to reproduce the City of Kingston crest in colour for use at the new Mall in the Kingston Shopping Centre, be approved and ratified.

CARRIED

Respectfully submitted,

(signed) K. W. Matthews (CHAIRMAN)
Earl J. Blaney
G. W. Vosper
E. Watts

Ald. Keyes presented Report No. 115 of the Finance and Accounts Committee as follows.

Council consented to the addition of Clauses 12 to 16 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Cook, That Report No. 115 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 115

To the Mayor and Members of Council
Kingston, November 3, 1971.

The Committee on Finance and Accounts reports and recommends as follows:

1. That the account of The National Cash Register Co. Ltd. for the supply of 31,500 Welfare cheques, in the amount of $783.55, Provincial sales tax included, as a charge against "Office Supplies", be approved for payment.

CARRIED

REPORTS (cont'd)

Report No. 115 - Finance and Accounts Committee (cont'd)

2. WHEREAS it appears that the majority of the taxpayers in the City of Kingston feel that the present "tax exempt property" situation is a matter of real concern;

AND WHEREAS the newly elected provincial government stated during their campaign that Kingston could look forward to increased grants (until 1975) in lieu of taxes for tax exempt property;

THEREFORE BE IT RESOLVED that the Members of Council request Mayor Swain to continue his efforts on our behalf to achieve 100% relief in the "tax exempt property" situation;

AND BE IT FURTHER RESOLVED that Mayor Swain be requested to arrange for appropriate provincial officials of the Departments of Treasury and Economics and Municipal Affairs to visit Kingston to discuss this ever-growing problem of tax exempt property in the City of Kingston.

(See following motion of Amendment)

Moved by Ald. Speal,
Seconded by Ald. Timmins,

That Clause 2, of Report No. 115, be amended by rewording the second paragraph thereof to read as follows:

> "AND WHEREAS the Elected Provincial Member for Kingston stated during his Campaign that Kingston could look forward to increased Grants (until 1975) in lieu of taxes for tax exempt property;"

CARRIED 9:5

Clause 2, as amended, was then considered.

2. WHEREAS it appears that the majority of the taxpayers in the City of Kingston feel that the present "tax exempt property" situation is a matter of real concern;

AND WHEREAS the elected provincial member for Kingston stated during his campaign that Kingston could look forward to increased grants (until 1975) in lieu of taxes for tax exempt property;

THEREFORE BE IT RESOLVED that the Members of Council request Mayor Swain to continue his efforts on our behalf to achieve 100% relief in the "tax exempt property" situation;

AND BE IT FURTHER RESOLVED that Mayor Swain be requested to arrange for appropriate provincial officials of the Departments of Treasury and Economics and Municipal Affairs to visit Kingston to discuss this ever-growing problem of tax exempt property in the City of Kingston.

CARRIED AS AMENDED 8:6

3. WHEREAS it is most inequitable that the citizens of Kingston be asked to bear the financial cost of public protection and services directly attributable to a recent riot in the Kingston Penitentiary;

AND WHEREAS the services of the Kingston police are thereby being withdrawn from the citizens of this community;

AND WHEREAS it is indicated that the trial related to the murder charges will last for a period of at least two months;

REPORTS (cont'd)

Report No. 115 - Finance and Accounts Committee (cont'd)

3. (cont'd)

THEREFORE BE IT RESOLVED That either the Provincial Government make a specific grant to compensate fully this municipality for the costs to provide this service or that the Provincial Government provide the service through Ontario Provincial Police Force or some other suitable agency.

(See following motion of Amendment)

Moved by Ald. Keyes,
Seconded by Ald. Webb,

That Clause 3, Report No. 115, with appropriate amendments, be referred to the Federal Government in addition to the Provincial Government.

CARRIED 13:1

Clause 3, as amended, was then considered.

3. WHEREAS it is most inequitable that the citizens of Kingston be asked to bear the financial cost of public protection and services directly attributable to a recent riot in the Kingston Penitentiary;

AND WHEREAS the services of the Kingston police are thereby being withdrawn from the citizens of this community;

AND WHEREAS it is indicated that the trial related to the murder charges will last for a period of at least two months;

THEREFORE BE IT RESOLVED That either the Provincial Government and the Federal Government make specific grants to compensate fully this municipality for the costs to provide this service or that they provide the service through the Ontario Provincial Police Force and the R.C.M.P. or some other suitable agency.

CARRIED, AS AMENDED 13:

4. That, as requested by the Kingston Police Commission, the following budget appropriation amendment be approved in order to provide funds to cover the additional costs of overtime in the Police Department in 1971 arising from the Penitentiary riot:

	Increase	Decrease
POLICE DEPARTMENT		
PERSONAL SERVICES	$8,000.	-
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
- Contingencies	-	$8,000.

CARRIED

REPORTS (cont'd)

Report No. 115 - Finance and Accounts Committee (cont'd)

5. That, as recommended by the Traffic and Streets Committee and the Parking Authority, the following budget appropriation amendment be approved in order to provide funds for 1971 for the Parking Authority to employ and provide uniforms for two additional By-Law Enforcement Officers for the period December 1, 1971, to April 30, 1972, to provide sufficient enforcement staff to also enforce winter parking regulations.

	Increase
REVENUE:	
OTHER REVENUE	
FINES	$1,113.
PARKING AUTHORITY	
REVENUE: GENERAL A/C	
- Transfer from Current Fund	$1,113.
EXPENDITURES:	
CONT. TO PARKING AUTHORITY	$1.113.
PARKING AUTHORITY	
ENFORCEMENT	
- Wages	$ 813.
- Clothing	$ 300.

CARRIED

6. That, as recommended by the Parks, Recreation and Property Committee and the City Hall Renovations Sub-Committee:

   (a) The City Hall Renovations Sub-Committee be authorized to prepare terms of reference for the architect appointed to prepare plans and specifications for the renovations to the City Hall for consideration of the Parks, Recreation and Property Committee;

   (b) Mr. Harry P. Smith, Architect, be retained to prepare plans and specifications for renovations to the City Hall, on the understanding that he will have preliminary plans ready for consideration by February 1st, 1972; and

   (c) The architect is to retain Mr. Peter Stokes, Architect, to act as historical consultant for the preparation of the plans.

(See By-Law No. 7173) *CARRIED*

7. That, as recommended by the Parks, Recreation and Property Committee, the following budget appropriation amendments be approved:

	Decrease	Increase
RECREATION		
Waterfronts - Wages	$2,400.	-
Rinks - Wages	-	$1,500.
Playgrounds	-	900.
	$2,400.	$2,400.

CARRIED

8. That Mr. Allan Bebdoe, Ottawa, Ontario, be retained, for the sum of $500.00, to prepare a design and to process the application and the negotiation of a grant of letters patent for an official shield and crest, supporters and badge for The Corporationof the City of Kingston. (To be charged to "Finance - Miscellaneous") and that the sum of $500. be transferred from "Contingencies" to "Finance - Miscellaneous".

CARRIED

Report No. 115 - Finance and Accounts Committee (cont'd)

9. That, as recommended by the Parks, Recreation and Property Committee, a by-law be presented to Council to authorize the execution of an agreement with the Public Utilities Commission of the City of Kingston to grant the Commission easements for watermains, water service and electric service in or over the Ontario Street Pumping Station Property, as shown on P.U.C. Dwg. 30/2/144/1, dated February 1968, on the understanding that the easements for the water and electric services to the Shipyards and Captain Dougan's house will be terminated when the services are no longer required.

(See By-Law No. 7174) *CARRIED*

10. That the sum of $56,500.00 be authorized for payment to the Corporation of the County of Frontenac being the City's 1971 appropriation for the Kingston Suburban Road Commission.

CARRIED 10:4
(Ald. Timmins, Ald. Travers, Ald. Watts, Ald. Webb opposed.)

11. That, as recommended by the Public Works Committee a by-law be presented to Council to authorize the execution of an agreement with L. M. Welter Limited to amend Contract 71-13W for construction of Miscellaneous Sewers to provide, in Part "B" thereof, for the following extra work:

(a) Relocate existing watermain at Johnson Street and Regent Street to resolve space conflict with proposed storm sewer. Work to be carried out on a time and materials basis in accordance with Clause 26 of The General Conditions -

Total estimated value - $1,600.00.

(b) Relocate existing watermain at Macdonnell Street and Mack Street to resolve space conflict with proposed storm sewer. Work to be carried out on a time and materials basis in accordance with Clause 26 of The General Conditions -

Total estimated value - $1,650.00.

(See By-Law No. 7178) *CARRIED*

12. That List of Accounts Number 10, dated October 31, 1971 in the amount of $1,051,142,04 for expenditures incurred under proper authorization be confirmed.

(Note: Copies of List of Accounts distributed to all members of Council with Council Agenda).

CARRIED

13. That application be made for approval of the following projects under the Provincial Municipal Employment Incentive Program:

(To be commenced as soon as approval is received)

	PUBLIC WORKS	Total Cost	City's Share
a.	Sewage Interception: Cataraqui & Orchard Sts.	$ 1,000.	$ 542.
b.	Street Survey: Service locations	17,000.	nil
c.	Brush Clearing Along Roads	2,500.	nil
d.	Sidewalk Obstacles: Clearance	4,000.	nil

REPORTS (cont'd)

Report No. 115 - Finance and Accounts Committee (cont'd)

13. (cont'd)

PUBLIC WORKS	Total Cost	City's Share
e. Storm Sewer Outlets: Ditching	4,000.	nil
f. Industrial Park: Clearing & Grading	6,000.	1,432.
g. Parking Meter Relocation	2,500.	nil
PARKS		
a. Diseased Elm Removal	72,500.	nil
b. Tree Planting Cataraqui Park	7,250.	nil
c. 440 King Street (Creativity Centre)	14,500.	nil
d. Belle Park Drive Parkway Development	14,500.	nil
(Spring Projects - To be commenced Mid March to April 1st.)		
e. Belles Island - Beach & Shoreline Development	13,250.	nil
f. Lake Ontario Park Nature Trails	13,250.	nil
	$172,250.	$1,974.

Further that the 1971 Current Budget be amended as follows:

Revenue Contributions from Other Governments

	Increase
Provincial Employment Incentive Program	$170,276.

Expenditures	Decrease	Increase
Works Department		$28,500.
Finance Industrial Commission		6,000.
Parking Authority		2,500.
Parks		$135,250.
Finance "Contingencies"	1,974.	
	$172,250.	$172,250.

CARRIED 12:2
(Ald. Keyes & Ald. McDougall opposed.)

14. That application be made for approval of the following projects under the Provincial Municipal Employment Incentive Program and that provision be made in the 1972 Budget as noted; it being understood that no work will be commenced until January 1, 1972.

REPORTS (cont'd)

Report No. 115 - Finance and Accounts Committee (cont'd)

14. (cont'd)

	Total Cost	City's Share
PUBLIC WORKS		
a. Sewer Manhole Construction (61)	$45,000.	$22,162.
b. Catch Basin Replacement (40)	15,000.	7,235.
c. Storm Sewer Replacement Glengarry Rd. - 692'	35,000.	21,297.
d. Culvert: Portsmouth Ave. at Glengarry	22,000.	13,778.
*PARKS		
a. Golf Course	76,500.	**50,000.
	$193,500.	$114,472.

* (Commencement of work subject to Ontario Municipal Board approval)

** NOTE: City's share of funds are in the 1972 Capital Budget.

CARRIED

15. That, as recommended by the Industrial Commission, a by-law be presented to Council to authorize the execution of an agreement with W. R. McRae Company Limited to provide that the covenant in the deed fromthe City to W. R. McRae Company Limited for 2.088 acres of land on the west side of Harvey Street, being part of Lot 4, Concession West of Great Cataraqui River (Instrument No. 185922), be amended to extend the time limit for the erection of a warehouse from January 24, 1971, to May 30, 1972, and provide that two buildings will be erected.

(See By-Law No. 7180) *CARRIED*

16. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Mr. J. B. Sampson to lease the "Division Street Quarry" from him for the period November 15, 1971, to May 1, 1972, for the sum of $1,100.00 for a snow disposal site for dumping of snow, on the understanding:

(a) that the City will be responsible for the upkeep of existing fences; and

(b) that there will be no dumping of snow within 500 feet of the east limit of Division Street.

(See By-Law No. 7181) *CARRIED*

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
K. Keyes
W. T. J. Cook
K. W. Matthews
G. N. Speal
D. G. Timmins

UNFINISHED BUSINESS

Alderman Keyes asked if a top course would be placed on the streets being paved at the present time.

Alderman Keyes inquired about the use of the closed portion of Palace Road, south of Johnson Street, by a construction company. He also asked when this use would be removed.

Alderman Matthews asked if the City was following up the possibility of utilizing 440 King Street West for a Senior Citizens Project and, if not, whether the funds were going to be returned to Rideaucrest.

Alderman Matthews stated that he wished to extend congratulations to The Kingston Whig Standard for their "Crime Project."

Alderman Webb asked what the reasons were for levying"business taxes" since he believed that this was an unequal and unfair method of taxing. He asked if business tax Legislation was being reviewed.

Mayor Swain suggested to Alderman Webb that he check the "Assessment Act", "Manning, on Assessment" and the "Smith Report" to obtain his information.

Alderman Speal stated that there would not be a full top course placed on all of the streets that are being paved at the present time due to the temperature but that provision would be made for obstructions such as valve caps and man hole covers to be paved in such a way that they would not catch on snow ploughs. He stated that the top course would be placed on the streets next Spring and that the Works Department was planning to keep the construction company working as long as possible this Fall.

Alderman Speal stated further, that sewer work would continue as long as possible throughout the Winter.

He stated further, that he would check about the use of the closed Palace Road street allowance by the construction company.

Alderman Speal suggested that consideration be given to utilizing 1972 monies for providing further work to relieve the unemployment situation in Kingston.

Alderman Timmins stated that the Rideaucrest Committee which would be meeting on Wednesday, November 10th, would be considering 440 King Street West.

Mayor Swain stated that the City of Kingston would be hosting a meeting with representatives of the Queen's University, at the Holiday Inn, on Saturday, November 27th; that the meeting would commence at 11:00 a.m; and that there would be an hour to an hour and a half discussion prior to lunch.

Mayor Swain asked the members of Council that had any area of concern for discussion with the University to inform the Clerk-Comptroller in order that he may prepare background information for the Alderman. He suggested that the Arts - Social Sciences Complex, the West Campus and the University Centre were some areas of concern which would probally be discussed.

Mayor Swain stated that the City Hall Staff Association would be holding their Christmas Party on the evening of November 27th and that the Aldermen should obtain tickets from the Clerk-Comptroller's office if they were planning to attend.

BY-LAWS

Council consented to the withdrawal of By-Law14 and to the addition of By-Laws 24 to 30 for presentation to Council.

(a) Moved by Ald. Matthews,
Seconded by Ald. Cook,

That By-Laws 1 to 10 and 24 and 25 receive their first reading.

CARRIED

(b) Moved by Ald. Cook,
Seconded by Ald. Speal,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 10 and 24 to 25 their second reading.

Ald. Keyes, Chairman.

CARRIED

(c) Moved by Ald. Speal,
Seconded by Ald. Timmins,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Keyes reported that By-Laws 1 to 10 and 24 to 25, had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Timmins,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 7 to 10 their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Laws 7 to 13, 15 to 22 and 26 to 30 be given their third reading.

CARRIED

(1) A By-Law to Authorize the Execution of an Agreement with Mr. William Teron (Removal of Railway Tracks Section: Clarence and Johnson Streets).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7169)
Clause 3, Report No. 107

FIRST READING - CARRIED 14:0
SECOND READING- CARRIED 14:0

(2) A By-Law to Amend By-Law. No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 111)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7170)
Clause 1, Report No. 111

FIRST READING - CARRIED 14:0
SECOND READING- CARRIED 14:0

BY-LAWS (cont'd)

(3) A By-Law to Amend By-Law. No. 495, " A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters", (Clause 1, Report No. 111)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7171)
Clause 1, Report No. 111

FIRST READING - CARRIED 14:0
SECOND READING- CARRIED 14:0

(4) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Area Requirements: Zones C, Cc, D and E).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7172)
Clause 1, Report No. 113

FIRST READING - CARRIED 14:0
SECOND READING- CARRIED 14:0

(5) A By-Law to Authorize the Execution of an Agreement with Mr. Harry P. Smith, Architect (Preparations of Plans and Specifications for Renovations to the City Hall).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7173)
Clause 6, Report No. 115

FIRST READING - CARRIED 14:0
SECOND READING- CARRIED 13:1
(Ald. Vosper opposed.)

(6) A By-Law to Authorize the Execution of an Agreement with The Public Utilities Commission of The City of Kingston (Grant of Easement - Ontario Street Pumping Station).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7174)
Clause 9, Report No. 115

FIRST READING - CARRIED 14:0
SECOND READING- CARRIED 14:0

(7) A By-Law to Authorize the Execution of an Agreement with Mr. Gaetano Romeo (Sewer Connection: Part of Lot 5, Registered Plan No. A-13 - Lansdowne Street).

(THREE READINGS) (PROPOSED NO. 7175)
By-Law No. 14

FIRST READING - CARRIED 14:0
SECOND READING- CARRIED 14:0
THIRD READING - CARRIED 14:0

(8) A By-Law to Authorize the Execution of an Amending Agreement with Kingston Spinners Limited (Revise Estimated Service Costs for the Watermain to be Constructed in Dalton Avenue).

(THREE READINGS) (PROPOSED NO. 7176)
Clause 24, Report No. 66

FIRST READING - CARRIED 14:0
SECOND READING- CARRIED 14:0
THIRD READING - CARRIED 14:0

(9) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Entrance Ramps: Kingston Public Library - Bagot Street).

(THREE READINGS) (PROPOSED NO. 7177)
Clause 2, Report No. 111

FIRST READING - CARRIED 14:0
SECOND READING- CARRIED 14:0
THIRD READING - CARRIED 14:0

BY-LAWS (cont'd)

(10) A By-Law to Authorize the Execution of an Agreement with L. M. Welter Limited to Amend Contract 71-13W for Construction of Miscellaneous Sewers (Extra Work).

(THREE READINGS) (PROPOSED NO. 7178)
Clause 11, Report No. 115

FIRST READING - CARRIED 14:0
SECOND READING- CARRIED 14:0
THIRD READING - CARRIED 14:0

(11) A By-Law to Authorize the Execution of an Agreement with N. White and Sons Ltd. (Sewer Connection: 541 Rideau Street).

(THIRD READING) (PROPOSED NO. 6873)
Clause 5, Report No. 116, 1970

THIRD READING - CARRIED 14:0

(12) A By-Law to Authorize the Sale of Land on the South Side of Dalton Avenue to Kingston Spinners Limited.

(THIRD READING) (PROPOSED NO. 7069)
Clause 24, Report No. 66

THIRD READING - CARRIED 14:0

(13) A By-Law to Authorize the Execution of an Agreement with Kingston Spinners Limited (Sale of Land: South Side of Dalton Avenue).

(THIRD READING) (PROPOSED NO. 7071)
Clause 24, Report No. 66

THIRD READING - CARRIED 14:0

(14) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Public Building Regulations: One Entrance to Accommodate Handicapped Persons).

(THIRD READING) (PROPOSED NO. 7075)
Clause 4, Report No. 72, and as amended by Clause 1, Report No. 114

WITHDRAWN

(15) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 12 of The Local Improvements Act.

(THIRD READING) (PROPOSED NO. 7086)
Clause 9, Report No. 79

THIRD READING - CARRIED 14:0

(16) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 12 of The Local Improvements Act.

(THIRD READING) (PROPOSED NO. 7109)
Clause 7(A), Report No. 85

THIRD READING - CARRIED 14:0

(17) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $26,000.00 for Construction of a 12 Inch Watermain and Service in Dalton Avenue from the Existing 8 Inch Watermain on the East Side of the C.P.R. Tracks Westerly 1,150 Feet (8¼% - 10 Years).

(THIRD READING) (PROPOSED NO. 7132)
Clause 6(a), Report No. 97

THIRD READING - CARRIED 14:0

BY-LAWS (cont'd)

(18) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $870,000.00 for Construction of a New Administration Building on Counter Street for the Public Utilities Commission (8¼% - 20 Years).

(THIRD READING) (PROPOSED NO. 7134)
Clause 6(c), Report No. 97

THIRD READING - CARRIED 14:0

(19) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $1,738.58 for the Installation of Street Lighting on Johnson Street from 33 Feet West of Roden Street to Portsmouth Avenue (8¼% - 5 Years).

(THIRD READING) (PROPOSED NO. 7137)
Clause 6(f), Report No. 97

THIRD READING - CARRIED 14:0

(20) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $2,843.33 for the Reconstruction of Pavement on Princess Street from Frontenac Street to Albert Street (8¼% - 10 Years).

(THIRD READING) (PROPOSED NO. 7139)
Clause 6(h), Report No. 97

THIRD READING - CARRIED 14:0

(21) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to The Provisions of The Highway Traffic Act" (Clauses 1 & 4, Report No. 104).

(THIRD READING) (PROPOSED NO. 7160)
Clauses 1 and 4, Report No.104

THIRD READING - CARRIED 14:0

(22) A By-Law to Authorize the Execution of an Agreement with Caribou Construction Inc. to Amend Contract 71-11W for Construction of Sewers and Watermains in Benson Street (Increase Extra Work Allowance).

(THIRD READING) (PROPOSED NO. 7162)
Clause 9, Report No. 110

THIRD READING - CARRIED 14:0

(23) NOT PRESENTED.

(24) A By-Law to Authorize the Execution of an Agreement with W. R. McRae Company Limited (Land Sale - Harvey Street - Extend Time Limit of Covenant).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7180)
Clause 15, Report No. 115

FIRST READING - CARRIED 14:0
SECOND READING- CARRIED 14:0

(25) A By-Law to Authorize the Execution of an Agreement with John B. Sampson (Lease: "Division Street Quarry" for Snow Dumping Site - December 15, 1971, to May 1, 1972.)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7181)
Clause 16, Report No. 115

FIRST READING - CARRIED 14:0
SECOND READING- CARRIED 13:1
(Ald. Webb opposed.)

BY-LAWS (cont'd)

(26) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $164,323.00 for the Construction of Additional Lanes, Widening, Centre Boulevards, Curb, Gutter, Boulevards, Storm Drainage and Intersection Improvement from 767 Feet West of Queen Mary Road to 140 Feet West of Palace Road Including Storm Sewer Outlets Beyond the Limits of the Bath Road (8¼% - 10 Years).

(THIRD READING) (PROPOSED NO. 7133)
Clause 6(b), Report No. 97

THIRD READING - CARRIED 14:0

(27) A By-Law to Provide for the Borrowing Upon Debentures of the sum of $1,867.44 for the Reconstructionof Sidewalks (8¼% - 10 Years).

(THIRD READING) (PROPOSED NO. 7138)
Clause 6(g), Report No. 97

THIRD READING - CARRIED 14:0

(28) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $15,381.57 for the Construction of Certain Storm Sewers (8¼% - 15 Years).

(THIRD READING) (PROPOSED NO. 7140)
Clause 6(i), Report No. 97

THIRD READING - CARRIED 14:0

(29) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $125,125.16 for the Construction of Certain Watermains (8¼% - 15 Years).

(THIRD READING) (PROPOSED NO. 7141)
Clause 6(j), Report No. 97

THIRD READING - CARRIED 14:0

(30) A By-Law to Authorize the Executionof an Agreement with L. M. Welter Limited to AmendContract 71-13W for Construction of Miscellaneous Sewers (Decrease Work).

(THIRD READING) (PROPOSED NO. 7161)
Clause 8, Report No. 110

THIRD READING - CARRIED 14:0

MOTIONS

The following motions were considered:

(1) Moved by Ald. Keyes,
Seconded by Ald. Matthews

That the best wishes of Council be extended to Mr. D. L. Hardtman Q.C., City Solicitor, for a speedy recovery from his illness.

CARRIED

(2) Moved by Ald. Matthews,
Seconded by Ald. Watts,

That the condolences of the Council be expressed to the family of the late Mr. Edward Langdon, a former City of Kingston Alderman.

CARRIED

MOTIONS (cont'd

(3) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:21 P.M. (L.S.)

(signed) *T. J. McKibbin,*
CLERK-COMPTROLLER

(signed) *E. V. Swain,*
MAYOR

Local Govt.

CITY COUNCIL MEETING NO. 22

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, November 22, 1971, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(109) Copy of Minutes of the General Meeting of the Cataraqui Region Conservation Authority held October 27, 1971.

(110) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to September, 1971, inclusive:

		1970 Jan.-Sept.		1971 Jan.-Sept.
REVENUE:		$366,343.		$350,477.
EXPENDITURES:				
Total Operating Expenses:		$589,552.		$598,053.
Less Revenue:	(-)	$366,343.	(-)	$350,477.
Net Operating Deficit:		$223,209.		$247,576.
Plus:				
Pro-Rated Debenture Charges	(+)	72,581.	(+)	73,575.
New Routes & Services - Promotion, etc. (Est.)		-	(+)	3,066.
Total Deficit for Period		$295,790.		$324.217.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro rated.
3) Present Fare Schedule has been in force
   (a) Adults since 2nd July 1969.
   (b) Students since 1st September 1968.
4) March 1970 - "Transit Month".
5) Reduced Service introduce 1/3/71 as recommended by D.L.C.
6) New Routes & Transfer Point introduced 3/5/71.
7) Restricted Evening Service introduced 1/9/71.

MINUTES

That the minutes of City Council Meeting No. 21, held November 8, 1971, be adopted as printed.

COMMUNICATIONS

To be Referred to the Public Works Committee:

(443) From the City of Windsor requesting that their following resolution be endorsed:

> *"that inasmuch as present penalties under existing legislation for dumping harmful and dangerous chemicals into Municipal sewage systems are grossly inadequate, and in view of the heavy costs which could be incurred to repair damage caused by chemicals to sewage treatment equipment, the Provincial Government be urged to amend the Municipal Act to provide for a substantial increase in the maximum penalty which may be imposed for violations of Municipal By-Laws respecting protection of Municipal sewage systems."*

COMMUNICATIONS (cont'd)

(443) (cont'd)

- and -

They note that they are of the opinion that Section 482 (1) of the Municipal Act which imposes a maximum fine of not more than $300.00 upon every person who contravenes a municipal by-law is inadequate as the penalty is not great enough to discourage all illegal dumping of chemicals in municipal sewage systems.

To be Referred to Mr. G. Muirhead, Secretary, Kingston Area Planning Board:

(444) From The Honourable Dalton Bales, Minister of Municipal Affairs altering the boundaries of the City of Kingston Planning Area so that the Planning Area will include all the City of Kingston as, from time to time constituted. He states that this action is intended to make it unnecessary to alter the boundaries of the Planning Area each time a change occurs in the boundaries of the City.

To be Referred to the Fire, Legislation and Housing Committee:

(445) From The Honourable Dalton Bales, Minister of Municipal Affairs, notifying that there will be a series of meetings across the Province to which members of Municipal Councils, Municipal Clerks and other concerned staff are invited to express their views and opinions on the Fourth Report of the Select Committee on Election Laws.

The meetings are to be held as follows:

Date	Time	Place
November 22, 1971	2 p.m. to 4 p.m.	City Hall, Thunder Bay
November 23, 1971	2 p.m. to 4 p.m.	City Hall, Sault Ste.Marie
November 24, 1971	1 p.m. to 3 p.m.	City Hall, North Bay
November 30, 1971	2 p.m. to 4 p.m.	City Hall, Belleville
December 1, 1971	2:30 p.m. to 4:30 p.m.	City Hall, Ottawa
December 2, 1971	2 p.m. to 4 p.m.	City Hall, London
December 7, 1971	2 p.m. to 4 p.m.	Department of Municipal Affairs Main Conference Room, 11th Fl. 801 Bay Street, Toronto.

PETITIONS

REPORTS

REPORT NO. 116

To the Mayor and Members of Council November 16, 1971

The Traffic and Streets Committee reports and recommends as follows:

1. That by-laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

   (a) that yield signs be erected at the following locations:

      (i) MacPherson Avenue at Van Order Drive,

      (ii) Avenue Road at Glengarry Road;

   (b) that parking be prohibited on the east side of West Street from Sydenham Street northerly 180 feet;

   (c) that parking be prohibited on the north side of King Street from George Street to Barrie Street;

   (d) that two parking meters with a 12 minute time limit be installed on the south side of Queen Street from 20 feet west of Barrie Street to 60 feet west of Barrie Street.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 117

To the Mayor and Members of Council   Kingston, November 9th, 1971.

The Social Services Committee reports and recommends as follows:

1. That the following resolution of the City of Stratford be NOT ENDORSED:

"WHEREAS municipalities receive subsidies for the burial of indigents;

AND WHEREAS this subsidy is based on 50% of the cost of burials;

AND WHEREAS the cost of burials could vary from municipality to municipality and the increased costs in one municipality are shared by all taxpayers in the Province;

THEREFORE the Council of the City of Stratford requests:

(a) That the Minister of the Department of Social and Family Services be petitioned to amend the legislation so that the subsidy for the burial of indigents is a fixed sum of money rather than a percentage of the amount established by each municipality in the Province.

(b) That the Department of Municipal Affairs review the various grant structures so that subsidies, where applicable are based on a more equitable means of distribution;

(c) And that copies of this Resolution be forwarded to The Minister of the Department of Social and Family Services, The Minister of Municipal Affairs, the Local Member of the Provincial Parliament and to all municipalities in Ontario for their support and endorsation."

2. That the resolution of the City of Sarnia requesting the Senior Governments to contribute 80% towards Incentive Works Programmes BE NOT ENDORSED in view of the recently announced Unemployment Incentive Programmes by the Federal and Provincial Governments.

Respectfully submitted,

CHAIRMAN

Public Works Report No 118

7/

November 15, 1961

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the account of Francis Hankin and Co Ltd., in amount of $629.87, for repair parts for sewer rodding equipment, be paid.

2. That, since no tenders were received, the reconstruction of the concrete sidewalks on the following streets after sewer separation be done by day labour at estimated cost of $12,500.00 -

north side of Johnson St from Macdonnell to Helen St
west side of Napier St from Dundas to Mack St

and that the cost be charged to the Cut Permit Account.

Respectfully submitted,

Chairman

REPORT NO. 119

Kingston, Ontario,
November 18, 1971.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That By-Law No. 7075, a by-law to amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures," (Public Buildings Regulations: One Entrance to Accommodate Handicapped Persons) be amended on third reading to include the following as Section 26:

   "26. All publicly owned buildings and public halls erected in the City of Kingston, save and except dwellings, filtration plants, garages, warehouses, pump houses, sewage plants and any other buildings which are not normally used or visited by the general public, shall have at least one entrance designed to permit handicapped persons egress and ingress from the main floor,"

   - and -

   since it would be impractical to require the owners of all buildings in the City (with the exception of the types stated), especially apartment buildings of three storeys and less, where there are no elevators and no hallways, to provide one entrance to accommodate handicapped persons, NO ACTION be taken on the following Motion of Ald. McDougall and Ald. Webb:

   > "That Clause 1, Report No. 114, be amended by deleting the definition of public buildings from the clause, and substituting the following definition therefor:
   >
   > 'The term public buildings shall include all buildings of whatever kind erected in the City, save and except dwellings to accommodate single family only, filtration plant, garages, warehouses, pump houses, sewage plant, and any other buildings which are not normally used or visited by the general public'."

2. WHEREAS Section 1.9 (a)(v) of By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures," requires that, where services are installed prior to the construction of a dwelling, a commercial or institutional building, or to the demolition of a building, the applicant for a building permit shall make a deposit, calculated on the basis of $1.00 per lineal foot of combined street frontage and street flankage, with a minimum deposit of $100.00, and a maximum deposit of $500.00, which deposit may be used by the City to repair damage incurred to City services during the performance of the work covered by the building permit;

2. (cont'd)

AND WHEREAS the Public Works Committee has recommended that the by-law be amended to provide that a deposit only be required if the cost of the work is in excess of $2,500.00 (including alterations and additions as well as construction and demolition);

AND WHEREAS this provision would create a hardship for small property owners who wish to carry out alterations or make additions to their homes;

AND WHEREAS it is unlikely that equipment large enough to cause damage to City services will be involved where alterations or additions are valued at less than $10,000.00:

THEREFORE BE IT RESOLVED THAT:

(a) No action be taken on the recommendation of the Public Works Committee; and

(b) a by-law be presented to Council to amend By-Law No. 3001 to provide that, notwithstanding the requirement for a deposit as contained in Section 1.9 (a)(v), a deposit also be required for additions valued at $10,000.00 or more.

3. That By-Law No. 7153, "A By-Law to Require the Owners of Privately Owned Outdoor Swimming Pools to Erect and Maintain Fences and Gates Around Such Swimming Pools," be amended on third reading by the addition of the following words in Section 1(3) -

"or in clear sight of access to the pool,"

so that Section 1(3), as amended, would read:

"(3) When an adult, or a person possessing recognized lifeguard qualifications, is not present in the pool area supervising the pool, or in clear sight of access to the pool, all gates shall be kept closed and locked."

4. That, as requested by Mr. A.S. Marker, and as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an amending agreement with A.S. Marker (Marker Acres Subdivision No. 3), to require concrete pavements in place of asphalt pavements.

Respectfully submitted,

(CHAIRMAN)

REPORT NO.120

O THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, November 17, 1971.

The Committee on Finance and Accounts reports and recommends s follows:

1. That the following budget appropriation amendment be approved n order to provide an additional $151,079.00 for general assistance or the balance of 1971:

	INCREASE	DECREASE
REVENUE		
SUBSIDIES		
GENERAL WELFARE ASSISTANCE		
- Welfare Assistance	$120,863.	
EXPENDITURES		
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
-Contingencies	-	$30,216.
SOCIAL SERVICES DEPARTMENT		
WELFARE ASSISTANCE-GENERAL		
-Assistance - Shareable	$151,079.	

2. That the following budget appropriation amendment be pproved:

	INCREASE	DECREASE
LEGISLATION & HOUSING		
GENERAL ADMINISTRATION -OTHER		
-c/s Hospital & Medical Plans	$ 926.	-
-Workmen's Compensation	$8,000.	-
ASSISTANCE TO AGED PERSONS		
-Elderly Citizens Tax W/O		$ 8,926.

3. That,as recommended by the Public Works Committee,authority e granted to purchase one 1/2 ton truck for the Works Department d one for the Garbage Department to be charged against the funds emaining in Account 314-82 "Contribution from Revenue Fund - New uipment" in amount of $2,000 and in Account 351-85 "Contribution rom Revenue Fund - Garbage Equipment" in amount of $3,300.

4. That, as recommended by the Public Works Committee:

(A) it be declared desirable that the following works should be undertaken as local improvements:

(I) Sidewalk Reconstruction on:

north side of Brock Street from 108.40 feet west of Wellington Street westerly 183.80 feet;

(II) Sidewalk Construction on:

(a) north side of Drennan Street from Wiley Street to Montreal Street;
(b) east side of Division Street from Weller Avenue to Benson Street; and
(c) east side of Macdonnell Street from Princess Street northerly 215.50 feet, including intersection improvement to be assumed by the City, and

. (cont'd).

(III)Pavement Construction with Curb, Gutter and Boulevard on:

(a) Glengarry Road from McMichael Street to 130 feet east of Westmorland Road; and
(b) Division Street from Kirkpatrick Street to Elliot Avenue.

- and -

(B) a by-law be presented to Council to authorize the reconstruction of the concrete sidewalk on the north side of Brock Street from 108.40' west of Wellington Street westerly 183.80' at a total estimated cost of $4,542.34 under the provisions of Section 8 of The Local Improvement Act:

		Cost	Debenture
Owners' Share		$ 957.77	$ 957.77
Corporations Share:			
City	$3,475.78		3,475.78
D.T.C. Subsidy	108.79	3,584.57	-
TOTAL:		$4,542.34	$4,433.55

- and further -

(C) a by-law be presented to Council to authorize the construction of the following concrete sidewalks at a total estimated cost of $34,006.88 under the provisions of Section 8 of The Local Improvement Act:

Street	Side	From	To	Owners' Share	Corp. Share
(a) Drennan	North	Wiley St.	Montreal St.	$4,558.76	$12,641.24
(b) Division	East	Weller Ave.	Benson St.	13,472.23	234.65
(c) Macdonnell	East	Princess St.	Northerly 212.50' (including intersection improvement assumed by City)	2,017.44	1,082.56

		Cost	Debenture
Owners' Share		$20,048.43	$20,048.43
Corporations Share:			
City	$13,591.12		13,591.12
D.T.C. Subsidy	367.33	13,958.45	-
TOTAL:		$34,006.88	$33,639.55

- and further -

(D) a by-law be presented to Council to authorize the construction of the following asphalt pavements, with curb, gutter and boulevard, at a total estimated cost of $ 81,410. under the provisions of Section 8 of The Local Improvement Act:

(a) on Glengarry Road from McMichael Street to 130 feet east of Westmorland Road:

		Cost	Debenture
Owners' Share		$4,027.14	$4,027.14
Corporations' Share			
City	$8,286.43		
D.T.C. Subsidy	$8,286.43	$16,572.86	-
TOTAL:		$20,600.00	$12,313.57

. (cont'd).

(b) on Division Street from
Kirkpatrick Street to
Elliot Avenue:

Owners' Share		$9,125.18	$9,125.18
Corporations' Share			
City	$25,842.41		25,842.41
D.T.C. Subsidy	25,842.41	51,684.82	-
TOTAL:		$60,810.00	$34,967.59

. That as recommended by the Traffic & Streets Committee and the ublic Works Committee by-laws be presented to Council:

(a) to construct a divided highway on Sir John A. Macdonald Blvd. from 90' south of Johnson St. to King St. including street lights in centre boulevard as follows:

Department of Transport Subsidy	-	$171,000
Amount to be debentured	-	196,000
Total estimated cost		$387,000

(b) to amend By-Law No. 6833, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)" be amended to delete the reconstruction of Sir John A. Macdonald Blvd. from 210' north of Union St. to 1000' South of Johnson St.

NOTE: Funds provided in 1970 Capital Budget and are not available for use in 1971.

(c) to amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" to reallocate the following 1971 Traffic and Streets Committee expenditures as follows:

GENERAL RATE PROJECTS - MAJOR ROADS

Delete

Ontario Street - Place d'Armes Diversion	$10,000.
Sir John A. Macdonald Blvd. - Counter to Highway 401	$200,000.

Add

Ontario Street - Place d'Armes Diversion	$ 6,051.
(1)Sir John A. Macdonald Blvd. - 90 feet south of Johnson to King St.	$196,000.
(2)King St. - curve improvement at Okill Street.	7,949.

NOTE: (1) Total estimated cost - Sir John A. Macdonald Blvd. 90 ft. south of Johnson to King St. - $367,000.

(2) Traffic & Streets Committee has not yet initiated construction by-law for King St. - curve improvement at Okill Street.

That as recommended by the Traffic and Streets Committee y-law be presented to Council to amend the agreement between the y of Kingston and Kingston General Hospital to provide that

6.(cont'd).

as requested by Kingston General Hospital, conveyance of the property at the northwest corner of George and King Streets be delayed until Aprillst 1972 at which time the hospital will vacate the house and demolish it, subject to Kingston General Hospital providing the City with a plan ofthe parking spaces and access to them to be provided by the hospital in a location satisfactory to the Traffic and Streets Committee.

- and further -

that the land at the north-east corner of King and Okill Streets be deeded to the City now for improvement of visibility at the curve and to enable physical improvement of the sharp curve next year.

7. That a by-law be presented to Council to amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" to:

	DECREASE	INCREASE
General Rate Projects-Other City Departments - Public Works Committee- Garbage Disposal - Pulverizer, Buildings & Land etc.	$150,000.	
General Rate Projects - General Road Reconstruction		$150,000.

NOTE: Construction by-laws detailing the roads to be reconstructed will be initiated by the Public Works Committee.

8. That as requested by Local 141, C.U.P.E. and Local 109, C.U.P.E. - since Christmas falls on Saturday in 1971 the lieu day be taken on Friday, December 24th and Boxing Day be observed on Monday, December 27; further thatBy-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston" be amended to change the lieu day for Christmas from Monday to Friday for City Hall Staff.

NOTE: Under the collective agreements when a Statutory holiday, other than Remembrance Day, falls on a non working day, employees receive a lieu day.).

9. That, as recommended by the Negotiating Committee and concurred in by Mr.K. Linseman, Traffic Administrator, and subject to the signing of a 'direction to pay' to the City in a form satisfactory to the City Solicitor, Mr. Douglas Fitzgerald be paid his regular wages from October 12, 1971, to November 12, 1971, while he was off work as a result of an injury incurred while employed by the City and that he be employed on light duties from November 15, 1971, with time off to take physiotherapy treatments without loss of pay until such time as he is medically fit to perform full duties or until December 31st 1971 - whichever is earlier.

Respectfully submitted,

CHAIRMAN

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 12 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 13 their second reading.

Ald. Keenleyside, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Law 12 its third reading.

(e) That By-Laws 12 to 26 be given their third reading.

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 116).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7182)
Clause 1, Report No. 116

(2) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters".(Clause 1, Report No. 116).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7183)
Clause 1, Report No. 116

(3) A By-Law to Amend By-Law No. 3001, "The Building By-Law of the City of Kingston" (Additional Deposit Requirement for Building Addition Valued at $10,000. or More).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7184)
Clause 2, Report No. 119

(4) A By-Law to Authorize the Execution of an Agreement with A. S. Marker to Amend the Agreement for "Marker Acres Subdivision No. 3" (Amend Pavement Requirements from Asphalt to Concrete).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7185)
Clause 4, Report No. 119

(5) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the North Side of Brock Street from 108.40 Feet West of Wellington Street Westerly 183.80 Feet Under the Provisions of Section 8 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7186)
Clause 4(B), Report No. 120

(6) A By-Law to Authorize the Construction of Certain Sidewalks Under the Provisions of Section 8 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7187)
Clause 4(C), Report No. 120

(7) A By-Law to Authorize the Construction of Certain Asphalt Pavements, with Curb, Gutter and Boulevard, Under the Provisions of Section 8 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7188)
Clause 4(D), Report No. 120

BY-LAWS (cont'd)

(8) A By-Law to Authorize the Construction of a Divided Highway on Sir John A. Macdonald Boulevard from 90 Feet South of Johnson Street to King Street West, Including Street Lights in the Centre Boulevard (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7189)
Clause 5(a), Report No. 120

(9) A By-Law to Amend By-Law No. 6833, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)" (Delete: Reconstruction of Sir John A. Macdonald Boulevard from 210 Feet North of Union Street to 1000 Feet South of Johnson Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7190)
Clause 5(b), Report No. 120

(10) A By-Law to Authorize the Execution of an Amending Agreement with Kingston General Hospital (Closing of Okill Street: Revise Time for Conveyancing of Certain Land by Kingston General Hospital).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7191)
Clause 6, Report No. 120

(11) A By-Law to Amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston" (Lieu Day: Christmas).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7192)
Clause 8, Report No. 120

(12) A By-Law to Amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" (Revision No. 5).

(THREE READINGS) (PROPOSED NO. 7193)
Clauses 5(c) and 7, Report No. 120

(13) A By-Law to Authorize the Execution of an Agreement with Kingston and District Chamber of Commerce (Lease of First and Second Floors of Old C.P.R. Station House).

(SECOND AND THIRD READINGS) (PROPOSED NO. 7083)
Clause 5, Report No. 79

(14) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Public Building Regulations: One Entrance to Accommodate Handicapped Persons).

(THIRD READING) (PROPOSED NO. 7075)
Clause 4, Report No. 72
and as amended by
Clause 1, Report No. 119

(15) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in The Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Traffic Signal Lights: Division Street at Railway Street and Division Street at York Street) (Clause 1(e), Report No. 74).

(THIRD READING) (PROPOSED NO. 7099)
Clause 1(e), Report No. 74

(16) A By-Law to Authorize the Installation of Street Lighting with Concrete Poles and Underground Wiring on Hatter Street Under The Provisions of Section 12 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 7110)
Clause 7(B), Report No. 85

BY-LAWS (cont'd)

(17) A By-Law to Consolidate the Sums Authorized by Certain Money By-Laws into One Sum of $1,357,279.08 and to Borrow same by The Issue of Debentures Therefor.

(THIRD READING) (PROPOSED NO. 7142)
Clause 6(k), Report No. 97

(18) A By-Law to Amend By-Law No. 6836, "A By-Law to Authorize the Construction of an 18" Storm Sewer in Division Street from Kirkpatrick Street to 26' South of Day Street at an Estimated Cost of $21,700.00 Under the Provisions of Section 8 of the Local Improvement Act" (Increased Costs).

(THIRD READING) (PROPOSED NO. 7146)
Clause 10(a), Report No. 97

(19) A By-Law to Amend By-Law No. 6810, "A By-Law to Authorize the Construction of a Storm Sewer in Easement Adjacent to King Street from Portsmouth Avenue Westerly 1,018 Feet and in Portsmouth Avenue from King Street to Johnson Street, Including Relocation of Pole Line on Portsmouth Avenue Under the Provisions of Section 8 of The Local Improvement Act". (Increased Costs).

(THIRD READING) (PROPOSED NO. 7150)
Clause 13(a), Report No. 97

(20) A By-Law to Require the Owners of Privately Owned Outdoor Swimming Pools to Erect and Maintain Fences and Gates Around Such Swimming Pools.

(THIRD READING) (PROPOSED NO. 7153)
Clause 1, Report No. 102
and as amended by
Clause 3, Report No. 119

(21) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Paving of Entrance: 50 Hickson Avenue).

(THIRD READING) (PROPOSED NO. 7168-A)
Clause 6, Report No. 104

(22) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 111).

(THIRD READING) (PROPOSED NO. 7170)
Clause 1, Report No. 111

(23) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of such Parking Meters". (Clause 1, Report No. 111).

(THIRD READING) (PROPOSED NO. 7171)
Clause 1, Report No. 111

(24) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Area Requirements: Zones C, Cc, D and E).

(THIRD READING) (PROPOSED NO. 7172)
Clause 1, Report No. 113

(25) A By-Law to Authorize the Execution of an Agreement with The Public Utilities Commission of The City of Kingston (Grant of Easement - Ontario Street Pumping Station).

(THIRD READING) (PROPOSED NO. 7174)
Clause 9, Report No. 115

BY-LAWS (cont'd)

(26) A By-Law to Authorize the Execution of an Agreement with John B. Sampson (Lease: "Division Street Quarry" for Snow Dumping Site - November 15, 1971 to May 1, 1972.)

(THIRD READING) (PROPOSED NO. 7181)
Clause 16, Report No. 115

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 22

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, November 22, 1971, at 8:40 p.m., His Worship Mayor Swain presiding.

Moved by Ald. Blaney,
Seconded by Ald. Brightman,

That Rule 7 be suspended in order to permit the Council meeting to commence at 8:40 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (15)

TABLING OF DOCUMENTS

(109) Copy of Minutes of the General Meeting of the Cataraqui Region Conservation Authority held October 27, 1971.

(110) From the Public Utlities Commission, submitting the following comparative operating statement of the bus operations for the months of January to September, 1971, inclusive:

	1970 Jan.-Sept.	1971 Jan.-Sept.
REVENUE:	$366,343.	$350,477.
EXPENDITURES:		
Total Operating Expenses:	$589,552.	$598,053.
Less Revenue:	(-) $366,343.	(-)$350,477.
Net Operating Deficit:	$223,209.	$247,576.
Plus:		
Pro-Rated Debenture Charges	(+) 72,581.	(+) 73,575.
New Routes & Services - Pro motion, etc. (Est.)	-	(+) 3,066.
Total Deficit for Period	$295,790.	$324,217.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro rated.
3) Present Fare Schedule has been in force
    (a) Adults since 2nd July 1969.
    (b) Students since 1st September 1968.
4) March 1970 - "Transit Month".
5) Reduced Service introduced1/3/71 as recommended by D.L.C.
6) New Routes & Transfer Point introduced 3/5/71.
7) Restricted Evening Service introduced 1/9/71.

MINUTES

Moved by Ald. Timmins,
Seconded by Ald. Travers,

That the Minutes of City Council Meeting No. 21, held November 8, 1971, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Referred to the Public Works Committee:

(443) From the City of Windsor requesting that their following resolution be endorsed:

> *"that inasmuch as present penalties under existing legislation for dumping harmful and dangerous chemicals into Municipal sewage systems are grossly inadequate, and in view of the heavy costs which could be incurred to repair damage caused by chemicals to sewage treatment equipment, the Provincial Government be urged to amend the Municipal Act to provide for a substantial increase in the maximum penalty which may be imposed for violations of Municipal By-Laws respecting protection of Municipal sewage systems."*

- and -

They note that they are of the opinion that Section 482 (1) of the Municipal Act which imposes a maximum fine of not more than $300.00 upon every person who contravenes a municipal by-law is inadequate as the penalty is not great enough to discourage all illegal dumping of chemicals in municipal sewage systems.

To be Referred to Mr. G. Muirhead, Secretary, Kingston Area Planning Board:

(444) From The Honourable Dalton Bales, Minister of Municipal Affairs altering the boundaries of the City of Kingston Planning Area so that the Planning Area will include all the City of Kingston as, from time to time constituted. He states that this action is intended to make it unnecessary to alter the boundaries of the Planning Area each time a change occurs in the boundaries of the City.

To be Referred to the Fire, Legislation and Housing Committee:

(445) From The Honourable Dalton Bales, Minister of Municipal Affairs, notifying that there will be a series of meetings across the Province to which members of Municipal Councils, Municipal Clerks and other concerned staff are invited to express their views and opinions on the Fourth Report of the Select Committee on Election Laws.

The meetings are to be held as follows:

Date	Time	Place
November 22, 1971	2 p.m. to 4 p.m.	City Hall, Thunder Bay
November 23, 1971	2 p.m. to 4 p.m.	City Hall, Sault Ste. Marie
November 24, 1971	1 p.m. to 3 p.m.	City Hall, North Bay
November 30, 1971	2 p.m. to 4 p.m.	City Hall, Belleville
December 1, 1971	2:30 p.m. to 4:30 p.m.	City Hall, Ottawa
December 2, 1971	2 p.m. to 4 p.m.	City Hall, London
December 7, 1971	2 p.m. to 4 p.m.	Department of Municipal Affairs Main Conference Room, 11th Fl. 801 Bay Street, Toronto.

COMMUNICATIONS

To be Referred to the Finance and Accounts Committee:

(446) From Mrs. Dorothy Geiger requesting Council to clarify with the Federal Government their position concerning ownership of unoccupied and unpatented lands in the Kingston Harbour.

PETITIONS

Alderman Watts presented the following Petition having 52 signatures:

> *"We the Undersigned Senior Citizens living at numbers 123 and 125 Van Order Drive, petition His Worship Mayor E. Valorie Swain and Members of City Council to request the Commissioners of the Public Utilities Commission to take immediate action to having a Bus Shelter placed within close proximity of our homes."*

Referred to the Public Utilities Commission and to the Traffic and Streets Committee.

REPORTS

Ald. Keyes presented Report No. 116 of the Traffic and Streets Committee as follows.

Moved by Ald. Keyes, seconded by Ald. McDougall, That Report No. 116 of the Traffic and Streets Committee be received and adopted.

REPORT NO. 116

To the Mayor and Members of Council Kingston, November 16, 1971.

The Traffic and Streets Committee reports and recommends as follows:

1. That by-laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

   (a) that yield signs be erected at the following locations:

      (i) MacPherson Avenue at Van Order Drive,

      (ii) Avenue Road at Glengarry Road;

   (b) that parking be prohibited on the east side of West Street from Sydenham Street northerly 180 feet;

   (c) that parking be prohibited on the north side of King Street from George Street to Barrie Street;

   (d) that two parking meters with a 12 minute time limit be installed on the south side of Queen Street from 20 feet west of Barrie Street to 60 feet west of Barrie Street.

(See By-Laws No. 7182 and 7183) *CARRIED*

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
J. Lorne McDougall
T. A. Hagerman
G. Vosper
George Webb

REPORTS (cont'd)

Ald. Timmins presented Report No. 117 of the Social Services Committee as follows.

Moved by Ald. Timmins, seconded by Ald. Hagerman, That Report No. 117 of the Social Services Committee be received and adopted clause by clause.

REPORT NO. 117

To the Mayor and Members of Council Kingston, November 9, 1971.

The Social Services Committee reports and recommends as follows:

1. That the following resolution of the City of Stratford be NOT ENDORSED:

> "WHEREAS municipalities receive subsidies for the burial of indigents;
>
> AND WHEREAS this subsidy is based on 50% of the cost of burials;
>
> AND WHEREAS the cost of burials could vary from municipality to municipality and the increased costs in one municipality are shared by all taxpayers in the Province;
>
> THEREFORE the Council of the City of Stratford requests:
>
> (a) That the Minister of the Department of Social and Family Services be petitioned to amend the legislation so that the subsidy for the burial of indigents is a fixed sum of money rather than a percentage of the amount established by each municipality in the Province.
>
> (b) That the Department of Municipal Affairs review the various grant structures so that subsidies, where applicable are based on a more equitable means of distribution;
>
> (c) And that copies of this Resolution be forwarded to The Minister of the Department of Social and Family Services, The Minister of Municipal Affairs, the Local Member of the Provincial Parliament and to all municipalities in Ontario for their support and endorsation."

CARRIED

2. That the resolution of the City of Sarnia requesting the Senior Governments to contribute 80% towards Incentive Works Programmes BE NOT ENDORSED in view of the recently announced Unemployment Incentive Programmes by the Federal and Provincial Governments.

CARRIED

Respectfully submitted,

(signed) *D. G. Timmins* (CHAIRMAN)
Tom Hagerman
Earl J. Blaney
V. C. Brightman
J. Lorne McDougall

Ald. Speal presented Report No. 118 of the Public Works Committee as follows.

Moved by Ald. Speal, seconded by Ald. Travers, That Report No. 118 of the Public Works Committee be received and adopted clause by clause.

REPORTS (cont'd)

Report No. 118 - Public Works Committee (cont'd)

REPORT NO. 118

To the Mayor and Members of Council Kingston, November 15, 1971.

The Public Works Committee reports and recommends as follows:

1. That the account of Francis Hankin and Co. Ltd., in amount of $629.87, for repair parts for sewer rodding equipment, be paid.

CARRIED

2. That, since no tenders were received, the reconstruction of the concrete sidewalks on the following streets after sewer separation be done by day labour at estimated cost of $12,500.00:

north side of Johnson St. from Macdonnell to Helen St.
west side of Napier St. from Dundas to Mack St.

and that the cost be charged to the Cut Permit Account.

CARRIED 13:2
(Ald. Keyes opposed.)

Respectfully submitted,

(signed) G. N. Speal (CHAIRMAN)
D. J. Travers
Earl J. Blaney
J. L. McDougall
E. Watts

Ald. Matthews presented Report No. 119 of the Fire, Legislation and Housing Committee as follows.

Moved by Ald. Matthews, seconded by Ald. Keenleyside, That Report No. 119 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 119

To the Mayor and Members of Council Kingston, November 18, 1971.

The Fire, Legislation and Housing Committee reports and recommends as follows:

1. That By-Law No. 7075, a by-law to amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures," (Public Buildings Regulations: One Entrance to Accommodate Handicapped Persons) be amended on third reading to include the following as Section 26:

"26. All publicly owned buildings and public halls erected in the City of Kingston, save and except dwellings, filtration plants, garages, warehouses, pump houses, sewage plants and any other buildings which are not normally used or visited by the general public, shall have at least one entrance designed to permit handicapped persons egress and ingress from the main floor,"

- and -

since it would be impractical to require the owners of all buildings in the City (with the exception of the types stated), especially apartment buildings of three storeys and less, where there are no elevators and no hallways, to provide one entrance to accomodate handicapped persons, NO ACTION be taken on the following Motion of Ald. McDougall and Ald. Webb:

REPORTS (cont'd)

Report No. 119 - Fire, Legislation and Housing Committee (cont'd)

1. (cont'd)

> "That Clause 1, Report No. 114, be amended by deleting the definition of public buildings from the clause, and substituting the following definiton therefor:
>
> > 'The term public buildings shall include all buildings of whatever kind erected in the City, save and except dwellings to accommodate single family only, filtration plant, garages, warehouses, pump houses, sewage plant, and any other buildings which are not normally used or visited by the general public'."

(See By-Law No. 7075) *CARRIED 13:2*
(Ald. McDougall opposed.)

2. WHEREAS Section 1.9 (a) (v) of By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures," requires that, where services are installed prior to the construction of a dwelling, a commercial or institutional building, or to the demolition of a building, the applicant for a building permit shall make a deposit, calculated on the basis of $1.00 per lineal foot of combined street frontage and street flankage, with a minimum deposit of $100.00, and a maximum deposit of $500.00, which deposit may be used by the City to repair damage incurred to City services during the performance of the work covered by the building permit;

AND WHEREAS the Public Works Committee has recommended that the by-law be amended to provide that a deposit only be required if the cost of the work is in excess of $2,500.00 (including alterations and additions as well as construction and demolition);

AND WHEREAS this provision would create a hardship for small property owners who wish to carry out alterations or make additions to their homes;

AND WHEREAS it is unlikely that equipment large enough to cause damage to City services will be involved where alterations or additions are valued at less than $10,000.00:

THEREFORE BE IT RESOLVED THAT:

(a) No action be taken on the recommendation of the Public Works Committee; and

(b) a by-law be presented to Council to amend By-Law No. 3001 to provide that, notwithstanding the requirement for a deposit as contained in Section 1.9 (a) (v), a deposit also be required for additions valued at $10,000.00 or more.

(See By-Law No. 7184) *CARRIED*

3. That By-Law No. 7153, "A By-Law to Require the Owners of Privately Owned Outdoor Swimming Pools to Erect and Maintain Fences and Gates Around Such Swimming Pools," be amended on third reading by the addition of the following words in Section 1 (3):

> "or in clear sight of access to the pool,"

so that Section 1 (3), as amended, would read:

> " (3) When an adult, or a person possessing recognized lifeguard qualifications, is not present in the pool area supervising the pool, or in clear sight of access to the pool, all gates shall be kept closed and locked."

LOST 5:10

REPORTS (cont'd)

Report No. 119 - Fire, Legislation and Housing Committee (cont'd)

3. (cont'd)

Ald. Keyes requested a recorded vote as follows:

YEAS: Mayor Swain, Ald. Blaney, Ald. Matthews, Ald. Travers, Ald. Vosper.

NAYS: Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Watts, Ald. Webb.

4. That, as requested by Mr. A. S. Marker, and as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an amending agreement with A. S. Marker (Marker Acres Subdivision No. 3), to require concrete pavements in place of asphalt pavements.

(See By-Law No. 7185) *CARRIED*

Respectfully submitted,

(signed) *K. W. Matthews* (CHAIRMAN)
J. L. Keenleyside
Earl J. Blaney
E. Watts

Ald. Keyes presented Report No. 120 of the Finance and Accounts Committee as follows.

Council consented to the addition of Clauses 10 to 16 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Matthews, That Report No. 120 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 120

To the Mayor and Members of Council Kingston, November 17, 1971.

The Finance and Accounts Committee reports and recommends as follows:

1. That the following budget appropriation amendment be approved in order to provide an additional $151,079.00 for general assistance for the balance of 1971:

	Increase	Decrease
REVENUE		
SUBSIDIES		
GENERAL WELFARE ASSISTANCE		
-Welfare Assistance	$120,863.	
EXPENDITURES		
FINANCE AND ACCOUNTS		
UNCLASSIFIED		
-Contingencies	-	$30,216.
SOCIAL SERVICES DEPARTMENT		
WELFARE ASSISTANCE-GENERAL		
-Assistance - Shareable	$151,079.	

CARRIED 14:1
(Ald. Webb opposed.)

REPORTS (cont'd)

Report No. 120 - Finance and Accounts Committee (cont'd)

2. That the following budget appropriation amendment be approved:

	Increase	Decrease
LEGISLATION & HOUSING		
GENERAL ADMINISTRATION - OTHER		
-c/s Hospital & Medical Plans	$ 926.	-
-Workmen's Compensation	$8,000.	-
ASSISTANCE TO AGED PERSONS		
-Elderly Citizens Tax W/O		$8,926.

CARRIED

3. That, as recommended by the Public Works Committee, authority be granted to purchase on 1/2 ton truck for the Works Department and one for the Garbage Department to be charged against the funds remaining in Account 314-82 "Contribution from Revenue Fund - New Equipment" in amount of $2,000. and in Account 351-85 "Contribution from Revenue Fund - Garbage Equipment" in amount of $3,300.

CARRIED

4. That, as recommended by the Public Works Committee:

(A) it be declared desirable that the following works should be undertaken as local improvements:

(I) Sidewalk Reconstruction on:

north side of Brock Street from 108.40 feet west of Wellington Street westerly 183.80 feet;

(II) Sidewalk Construction on:

(a) north side of Drennan Street from Wiley Street to Montreal Street;
(b) east side of Division Street from Weller Avenue to Benson Street; and
(c) east side of Macdonnell Street from Princess Street northerly 215.50 feet, including intersection improvement to be assumed by the City, and

(III) Pavement Construction with Curb, Gutter and Boulevard on:

(a) Glengarry Road from McMichael Street to 130 feet east of Westmorland Road; and

(b) Division Street from Kirkpatrick Street to Elliot Avenue.

- and -

(B) a by-law be presented to Council to authorize the reconstruction of the concrete sidewalk on the north side of Brock Street from 108.40' west of Wellington Street westerly 183.80' at a total estimated cost of $4,542.34 under the provisions of Section 8 of The Local Improvement Act:

		Cost	Debenture
Owners' Share		$ 957.77	$ 957.77
Corporations Share:			
City	$3,475.78		3,475.78
D.T.C. Subsidy	108.79	3,584.57	-
TOTAL:		$4,542.34	$4,433.55

REPORTS (cont'd)

Report No. 120 - Finance and Accounts Committee (cont'd)

4. (cont'd)

- and further -

(C) a by-law be presented to Council to authorize the construction of the following concrete sidewalks at a total estimated cost of $34,006.88 under the provisions of Section 8 of The Local Improvement Act:

	Street	Side	From	To	Owners' Share	Corp. Share
(a)	Drennan	North	Wiley St.	Montreal St.	$ 4,727.28	$12,472.72
(b)	Division	East	Weller Ave.	Benson St.	13,472.23	234.65
(c)	Macdonnell	East	Princess St.	Northerly 212.50' (including intersection improvement assumed by City)	2,017.44	1,082.56

	Cost		Debenture
Owners' Share		$20,216.95	$20,216.95
Corporations Share:			
City	$13,422.49	-	13,422.49
D.T.C. Subsidy	367.33	13,789.93	-
TOTAL:		$34,006.88	$33,639.55

- and further -

(D) a by-law be presented to Council to authorize the construction of the following asphalt pavements, with curb, gutter and boulevard, at a total estimated cost of $81,410. under the provisions of Section 8 of The Local Improvement Act:

(a) on Glengarry Road from McMichael Street to 130 feet east of Westmorland Road:

	Cost		Debenture
Owners' Share		$ 4,027.14	$ 4,027.14
Corporations' Share			
City	$8,286.43	-	8,286.43
D.T.C. Subsidy	$8,286.43	$16,572.86	-
TOTAL:		$20,600.00	$12,313.57

(b) on Division Street from Kirkpatrick Street to Elliot Avenue:

	Cost		Debenture
Owners' Share		$ 9,125.18	$ 9,125.18
Corporations' Share			
City	$25,842.41	-	25,842.41
D.T.C. Subsidy	25,842.41	51,684.82	-
TOTAL:		$60,810.00	$34,967.59

(See By-Laws No. 7186, 7187, 7188 and 7198) CARRIED

REPORTS (cont'd)

Report No. 120 - Finance and Accounts Committee (cont'd)

5. That as recommended by the Traffic and Streets Committee and the Public Works Committee by-laws be presented to Council:

(a) to construct a divided highway on Sir John A. Macdonald Blvd. from 90' south of Johnson St. to King St. including street lights in centre boulevard as follows:

Department of Transport Subsidy -	$171,000
Amount to be debentured -	196.000
Total estimated cost	$367,000

(b) to amend By-Law No. 6833, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)" be amended to delete the reconstruction of Sir John A. Macdonald Blvd. from 210' north of Union St. to 1000' South of Johnson St.

NOTE: Funds provided in 1970 Capital Budget and are not available for use in 1971.

(c) to amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" to reallocate the following 1971 Traffic and Streets Committee expenditures as follows:

GENERAL RATE PROJECTS - MAJOR ROADS

Delete

Ontario Street - Place d'Armes Diversion	$ 10,000.
Sir John A. Macdonald Blvd. - Counter to Highway 401	$200,000.

Add

Ontario Street - Place d'Armes Diversion	$ 6,051.
(1) Sir John A. Macdonald Blvd. - 90 feet south of Johnson to King St.	$196,000.
(2) King St. - curve improvement at Okill Street.	$ 7,949.

NOTE: (1) Total estimated cost - Sir John A. Macdonald Blvd. 90 ft. south of Johnson to King St. - $367,000.

(2) Traffic & Streets Committee has not yet initiated construction by-law for King St. - curve improvement at Okill Street.

(See By-Laws No. 7189, 7190 and 7193) *CARRIED*

6. That as recommended by the Traffic and Streets Committee a by-law be presented to Council to amend the agreement between the City of Kingston and Kingston General Hospital to provide that as requested by Kingston General Hospital, conveyance of the property at the northwest corner of George and King Streets be delayed until April 1st, 1972 at which time the hospital will vacate the house and demolish it, subject to Kingston General Hospital providing the City with a plan of the parking spaces and access to them to be provided by the hospital in a location satisfactory to the Traffic and Streets Committee.

- and further -

that the land at the north-east corner of King and Okill Streets be deeded to the City now for improvement of visibility at the curve and to enable physical improvement of the sharp curve next year.
(See By-Law No. 7191)

CARRIED

REPORTS (cont'd)

Report No. 120 - Finance and Accounts Committee (cont'd)

7. That a by-law be presented to Council to amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" to:

	Decrease	Increase
General Rate Projects - Other City Departments - Public Works Committee- Garbage Disposal - Pulverizer, Buildings & Land etc.	$150,000.	
General Rate Projects - General Road Reconstruction		$150,000.

Note: Construction by-laws detailing the roads to be reconstructed will be initiated by the Public Works Committee.

(See By-Law No. 7193) *CARRIED*

8. That as requested by Local 141, C.U.P.E. and Local 109, C.U.P.E. - since Christmas falls on Saturday in 1971 the lieu day be taken on Friday, December 24th and Boxing Day be observed on Monday, December 27; further that By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston" be amended to change the lieu day for Christmas from Monday to Friday for City Hall Staff.

Note: Under the collective agreements when a Statutory holiday, other than Remembrance Day, falls on a non working day, employees receive a lieu day.)

(See By-Law No. 7192) *CARRIED*

9. That, as recommended by the Negotiating Committee and concurred in by Mr. K. Linseman, Traffic Administrator, and subject to the signing of a 'direction to pay' to the City in a form satisfactory to the City Solicitor, Mr. Douglas Fitzgerald be paid his regular wages from October 12, 1971, to November 12, 1971, while he was off work as a result of an injury incurred while employed by the City and that he be employed on light duties from November 15, 1971, with time off to take physiotherapy treatments without loss of pay until such time as he is medically fit to perform full duties or until December 31st, 1971 - whichever is earlier.

CARRIED

10. Whereas the Executive of the O.M.A. and the A.O.M.R. on November 16, 1971, passed the following resolution:

> *"That the Association of Ontario Mayors and Reeves and the Ontario Municipal Association intervene to oppose the Bell Canada application and that the applicant be required to show need for increases to maintain existing standards of service.",*

That the Association of Ontario Mayors and Reeves and the Ontario Municipal Association be notified that the Corporation of the City of Kingston approves of this action to oppose the Bell Canada application for rate increases.

CARRIED 9:6

REPORTS (cont'd)

Report No. 120 - Finance and Accounts Committee (cont'd)

11. That, as recommended by the Public Works Committee:

(A) it be declared desirable that the following works should be undertaken as local improvements:

(I) Concrete Sidewalk Construction on:

(i) south side of Benson Street from Division Street easterly 809.09 feet;

(ii) south side of Glengarry Road:

(a) from McMichael Street easterly 121.0 feet, and

(b) from 115.0 feet west of Westmorland Road to 139.0 feet east of Westmorland Road; and

(iii) north side of King Street from Portsmouth Avenue westerly 1,210.0 feet.

(II) Sanitary Sewer, with Services in:

(a) Weller Avenue Place from Division Street to Weller Avenue, and

(b) Weller Avenue from Weller Avenue Place easterly 1,280 feet,

(III) Asphalt pavement, with curb, gutter and Boulevard, in Portsmouth Avenue from King Street to Johnson Street, including an entrance, and intersection improvements at King Street and at Johnson Street.

(IV) Sewer Separation - Area "C", Phase VI Comprised of:

(a) Storm Sewers in:

Street	From	To
College	Mack	Carruthers
College	Carruthers	Northerly 775'
College	Park	Northerly 549' incl. service
Regent	Mack	Dunlop
Helen	Carruthers	Northerly 488'
Helen	Park	Northerly 422' incl. service
Brock	College	Napier
Franklin	Helen	Westdale incl. service
Westdale	Franklin	Northerly 308' incl. service
Mack	Helen	Alamein Dr.
Elder Park	Alamein Dr.	Alamein Dr.
Compton Park	College	Westerly 144'
Carruthers	175.3 E. of Helen	Westdale
Easement & Lane (West of Firestone Prop.)	College	Northerly 160'

(b) Sanitary Sewers (Assumed by City) in:

Mack	Helen	College
Johnson	Victoria	Macdonnell
Macdonnell	Johnson	Northerly 60'

REPORTS (cont'd)

Report No. 120 - Finance and Accounts Committee (cont'd)

11. (cont'd)

(B) a by-law be presented to Council to authorize the construction of the following concrete sidewalks at a total estimated cost of $27,576.10 under the provisions of Section 8 of The Local Improvement Act:

	Street	Side	From	To	Owners' Share	Corp. Share
(a)	Benson	South	Division St.	Easterly 809.09'	$ 8,165.47	$ 835.13
(b)	Glengarry	South:	(i) McMichael - and - (ii) 115.0' west of Westmorland	Easterly 121.0' 139.0' East of Westmorland	$ 957.42	$3,282.58
(c)	King	North	Portsmouth	Westerly 1,210.0'	$13,929.67	$ 405.83

(Including a temporary asphalt path on south side of Glengarry from 121.0' east of McMichael easterly 32.5', the cost of which is to be assumed by the City.)

			Cost	Debenture
Owners' Share:	(a)	8,165.47		
	(b)	957.42		
	(c)	13,929.67	$23,052.56	$23,052.56
Corporations' Share:				
D.T.C. Subsidy	(a)		57.00	-
City	(a)	778.13		
	(b)	3,282.58		
	(c)	405.83	4,466.54	4,466.54
TOTAL:			$27,576.10	$27,519.10

- and -

(C) a by-law be presented to Council to authorize the construction of a sanitary sewer, with services, in:

(a) Weller Avenue Place from Division Street to Weller Ave., and

(b) Weller Avenue from Weller Avenue Place easterly 1,280.0 feet,

with the frontage, on the south side of Weller Avenue, of Lot 12, Registered Plan 450, and part of the frontage, 65 feet, on the north side of Weller Avenue, of Part of Lot 1, Registered Plan 391 to be non-abutting equally benefited frontage, at a total

REPORTS (cont'd)

Report No. 120 - Finance and Accounts Committee (cont'd)

11. (cont'd)

(C) (cont'd)

estimated cost of $94,700.00 under the provisions of Section 8 of The Local Improvement Act.

	Cost & Debenture
Owners' Share	$83,756.65
Corporations Share:	10,943.35
TOTAL:	$94,700.00

- and -

(D) a by-law be presented to Council to authorize the construction of an asphalt pavement, 32 feet wide (width over 28 feet assumed by City), with curb, gutter and boulevard in Portsmouth Avenue from King Street to Johnson Street, including an entrance, and intersection improvements at King Street and at Johnson Street at a total estimated cost of $302,910.00 under the provisions of Section 8 of The Local Improvement Act.

	Cost		Debenture
Owners' Share:		$58,233.46	$58,233.46
Corporations' Share:			
City:	$122,338.27		122,338.27
D.T.C. Subsidy:	122,338.27	244,676.54	-
TOTAL:		$302,910.00	$180,571.73

- and -

(E) a by-law be presented to Council to authorize the construction of separate storm sewers and the replacement of certain sanitary sewers, as follows, being Phase VI of Area "C", at a total estimated cost of $516,464.00 under the provisions of Section 8 of The Local Improvement Act:

	Cost		Debenture
Owners' Share *(at $3.00 per lin. foot)*		$43,834.36	$43,834.36
Corporations Share:			
City:	$288,602.75		288,602.75
D.T.C. Subsidy	184,026.89	472,629.64	-
TOTAL:		$516,464.00	$332,437.11

Storm Sewers - Area "C" Phase VI

Street	From	To	
College	Mack	Carruthers	
College	Carruthers	Northerly 775'	
College	Park	Northerly 549'	incl. services
Regent	Mack	Dunlop	
Helen	Carruthers	Northerly 488'	
Helen	Park	Northerly 422'	incl. services
Brock	College	Napier	
Franklin	Helen	Westdale	incl. services

REPORTS (cont'd)

Report No. 120 - Finance and Accounts Committee (cont'd)

11. (cont'd)

(E) (cont'd)

Storm Sewers - Area "C" Phase VI (cont'd)

Street	From	To
Westdale	Franklin	Northerly 308' incl. services
Mack	Helen	Alamein Dr.
Elder Park	Alamein Dr.	Alamein Dr.
Compton Park	College	Westerly 144'
Carruthers	175.3 E. of Helen	Westdale
Easement & Lane (W. of Firestone Prop.)	College	Northerly 160'

Non-Abutting Equally Benefited

Brock	Macdonnell	Napier
Macdonnell	Johnson	Brock
Mack	Helen	Regent
Johnson	Victoria	Macdonnell

Sanitary Sewer Replacements (Assumed by Corporation)

Mack	Helen	College
Johnson	Victoria	Macdonnell
Macdonnell	Johnson	Northerly 60'

- and -

(F) a by-law be presented to Council to Amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" to reallocate the following 1971 expenditures as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS		
SIDEWALKS		
NEW Constructions (Concrete)		
-Drennan -N/S - Wiley to Montreal: *(Provides quota of $17,200.)*	$2,900.	-
-Division -E/S - Benson to Weller: *(Provides quota of $13,707.)*	$1,207.	-
-Macdonnell -E/S -64' N. of Princess North 155': *(Provides quota of $2,733.)*	$2,033.	-
-Glengarry -S/S - McMichael Easterly to existing: *(Provides quota of $4,240.)*	$ 240.	-
-King-N/S Portsmouth to L.O. Park: *(Provides quota of $14,336.)*	$6,636.	-
-Benson -S/S - Division to Marker III: *(Provides quota of $8,944.)*	$1,944.	-
Reconstruction *(Reduces quota to $28,404.)*	-	$11,796.
PAVING OF GRAVEL ROADS		
-Glengarry - McMichael to Frondevco: *(Provides Quota of $12,314.)*	$4,314.	-

REPORTS (cont'd)

Report No. 120 - Finance and Accounts Committee (cont'd)

11. (cont'd)
(F) (cont'd)

	Increase	Decrease
LOCAL IMPROVEMENTS (cont'd)		
SIDEWALKS (cont'd)		
PAVING OF GRAVEL ROADS (cont'd)		
-Portsmouth - King to Johnson: *(Provides Quota of $180,572.)*	$69,572.	-
RECONSTRUCTION - Sundry		
-Kirkpatrick to Elliot: *(Reduce Quota to $34,968.)*	-	$ 532.
SANITARY SEWERS		
-Weller - Division Easterly: *(Provides Quota of $94,700.)*	$12,700.	-
-Alfred - North of Mack: *(Reduces Quota to $ Nil.)*	-	$7,000.
STORM SEWERS		
-Separation - Area "C" Phase VI: *(Provides Quota of $332,437.)*	$32,437.	-
-Separation - Area "A" Phase I: *(Reduces Quota to $ Nil.)*	-	$110,000.
-Benson - Division to E. Limit H.E.P.C. Easement: *(Reduces Quota to $26,855.)*	-	$ 8,145.
-Unallocated: *(Provides Quota of $3,490.)*	3,490.	-

(See By-Laws No. 7194, 7195, 7196, 7197 & 7198) CARRIED

12. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Gore and Storrie Limited to provide engineering services in connection with the purchase and installation of a fourth pumping unit at the Okill Street Pumping Station.

(Note: Estimated cost of engineering services is approximately $1,750. made up of $1,500. fee on a time basis, A.P.E.O. Schedule, Plus $250. expenses.)

CARRIED

13. That, as recommended by the Public Works Committee a by-law be presented to Council to authorize the resurfacing of the following streets as a total estimated cost of $300,000: City Share $150,000. D.T.C. Subsidy $150,000. at the General Rate:

Tentative Resurfacing Proposal
Rough Est. - $300,000.

Albert	York	Princess
Alfred	York	Princess
Alma	All	
Brock	Barrie	Division
Bagot	Queen	Ordnance
	Bay	Raglan
Barrack	Ontario	Wellington
	Rideau	Bagot
Barrie	Deacon	Union
	Johnson	Brock
	Queen	Ordnance
Brock	Regent	College
	Macdonnell	Napier
Clergy	Queen	Colborne

REPORTS (cont'd)

Report No. 120 - Finance and Accounts Committee (cont'd)

13.(cont'd)

Tentative Resurfacing Proposal (cont'd)

Clergy	Earl	Brock
Colborne	Barrie	Division
Collingwood	Johnson	Union
	King	Queen's Cres.
Division	Princess	Johnson
Earl	West	Albert
	Ontario	King
	Collingwood	College
Frontenac	York	Princess
Garrett	All	
Johnson	Barrie	Clergy
	Ontario	Wellington
	Bagot	Sydenham
King	Yonge	Sir John A.
	Sir John A.	Ellerbeck
	Collingwood	Albert
	Place D'Armes	Queen
Mack	Albert	Nelson
Ontario	Johnson	Market
Pine	Division	Cowdy
Railway	Patrick	C.P.R.
Raglan	Rideau	Barrie
Rideau	River	N. 1000'
Union	University	Macdonnell
University	Union	Brock
Victoria	Princess	N. Bartlett
Wellington	Queen	Princess
West	Ontario	Bagot
William	Ontario	University
York	Pine	Barrie

(See By-Law No. 7199) CARRIED

14. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of Bath Road to 4 lanes, with median, from the City limits easterly to 400 feet west of Queen Mary Road at a total estimated cost of$350,000.00 at the General Rate. (City's Share $90,000. and D.T.C. Subsidy $260,000.).

(See By-Law No. 7200) CARRIED

15. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of curve improvement on the north side of King Street West from Okill Street road allowance easterly 320 feet at a total estimated cost of $15,898.00 at the General Rate. (City Share $7,949. and D.T.C. Subsidy $7,949.).

(See By-Law No. 7201) CARRIED

16. That a by-law be presented to Council to adopt a Capital Budget for the City of Kingston for the year 1972, containing the following amounts:

LOCAL IMPROVEMENTS	
Public Works Committee	
New Road Construction, Reconstruction & Paving Gravel Roads	$245,200.
Sanitary Sewers	56,000.
Storm Sewers	454,000.
Sidewalks	72,700.
Traffic and Streets Committee	
Street Lighting	6,000.
	833,900.

REPORTS (cont'd)

Report No. 120 - Finance and Accounts Committee (cont'd)

16. (cont'd)

GENERAL RATE PROJECTS	
Traffic and Streets Committee	
Major Roads	$100,000.
Public Works Committee	
Road Construction & Reconstruction	76,500.
Sanitary Sewers	82,000.
Storm Sewers	-
Sidewalks	67,500.
Other City Departments	
General Projects	1,600,000.
TOTAL ITEMS AFFECTING MILL RATE	$2,759,900.
SPECIAL ASSESSMENT	
Parking Authority	250,000.
UTILITIES	
Electric Department	400,000.
Gas Department	150,000.
Water Department	300,000.
TOTAL CAPITAL BUDGET	$3,859,900.

(See By-Law No. 7202)

CARRIED

(See Following Motion of Amendment which was LOST)

Moved by Ald. Keenleyside,
Seconded by Ald. Hagerman,

That Clause 16, Report No. 120 be amended to include an additional $50,000. in "General Projects" to provide funds for the purchase of land and preparation of plans for a Youth Centre.

LOST 7:8

Ald. Keenleyside requested a recorded vote as follows:

YEAS: Ald. Blaney, Ald. Brightman, Ald. Hagerman, Ald. Keenleyside, Ald. Matthe
Ald. Travers, Ald. Webb.

NAYS: Mayor Swain, Ald. Cook, Ald. Keyes, Ald. McDougall, Ald. Speal, Ald. Timm
Ald. Vosper, Ald. Watts.

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
K. Keyes
W. T. J. Cook
K. W. Matthews
G. N. Speal
D. G. Timmins

UNFINISHED BUSINESS

Ald. Watts stated that the petition that he submitted to this meeting was the second one from this group of Senior Citizens requesting a bus shelter in the area of 123 and 125 Van Order Drive. He stated that this area is subject to the sweep of the wind and is very cold in the winter. He asked that the Mayor support this request for a bus shelter before the Public Utilities Commission.

Ald. Cook reminded the members of Council that they were invited to attend the November 24th meeting of the Parks, Recreation and Property when the establishment of guidelines for the Architect for renovations and alterations to the City was to be considered.

Ald. Speal stated that the construction company trailers located on the former Palace Road street allowance, south of Johnson Street, would all be removed within the next two weeks.

Ald. Speal reported that the Public Works Committee had approved of using "area supervisors" during snow removal operations who would be travelling about through their area of the City to make sure that snow removal equipment was being fully utilized and that streets and walks were not being overlooked.

Ald. Speal stated that the proposal to remove snow from some streets by blowing it onto lawns and boulevards would be considered by the Public Works Committee at their next regular meeting.

Ald. Timmins stated that the Social Services Committee had prepared and approved a brief on welfare assistance, a copy of which had been distributed to the members of Council for their information. He stated further that this report would be sent immediately to the Task Force in order to be submitted prior to the December 10th deadline.

Ald. Timmins suggested that the present method of delivery of the Council Agendas be reviewed, since the agenda envelopes were not being delivered until late on the Sunday before the Council Meeting date.

Ald. Webb requested that the comments of the Parks, Recreation and Property Committee be obtained by the Public Works Committee before a decision was made to blow snow from the streets onto adjoining Parks, especially Churchill Park.

Ald. Webb asked if public tenders were called for the supply of snow removal equipment.

Ald. Speal stated that the price to be paid for the use of trucks for hauling snow had been set by Council at the last meeting.

He also stated that the rates for rental of privately owned snow equipment, such as front end loaders, graders, etc., were set each year by negotiation between the equipment operators and the Purchasing Agent prior to the snow season.

Ald. Speal stated further that truckers who wished to rent their trucks for snow removal should leave their names at the City Yard.

Ald. Webb referred to Document (110) tabled at this meeting (Bus Operations Statement) and asked why the costs were increasing. He stated that the trend seemed to indicate that "infinity" would be the amount of future bus deficits for the City to assume. He also stated that the Consultants' recent report had not seemed to help to decrease the bus deficit.

Mayor Swain stated that the Consultants' Report to the P.U.C. was of value, but that it had only been implemented in May of this year and that many months of operation under the revised schedules are required to re-establish the system to its former level of riders.

UNFINISHED BUSINESS (cont'd)

He stated that the general trends and individual route operations were being watched very closely by the Commission.

Mayor Swain stated also that the patronage of the bus service had declined but notwithstanding this the Commission had attempted to carry out the wishes of the citizens and had reinstated the evening bus service which does not pay its way. He stated further that day service also doesn't pay its way.

Mayor Swain stated that the Commission are watching maintenance costs too and, have also requested their Administrative Staff for reports on 2 or 3 special items for consideration at a year end review to be held by the Commission.

Mayor Swain stated that recommendations of the Commission do not seem to obtain public acceptance, but that Consultants' recommendations seem to be more readily accepted. He stated that the favourite mode of transporation, in Kingston, is still the private automobile.

Ald. Matthews asked that consideration be given to opening the upstairs area at the Wally Elmer Youth Centre as has been done at the Cook Youth Centre and that it be heated also.

Ald. Matthews stated that a "Parks" appropriation had only $11,000 left but required $30,000 per month to operate. He also stated that many other "Parks" appropriations were overexpended to too great an extent.

He stated further that the budget consideration meetings of the Finance Committee do not appear necessary in view of the overexpended appropriations. He suggested that, in 1972, in order to control expenditures, a letter of direction from Council should be sent to the Department Heads stating that the budget appropriation "is the Amount" for the year.

Ald. Matthews further suggested that prior approval for overexpenditures in an appropriation should be obtained by Department Heads.

Mayor Swain stated that since Council operated under the Committee system, budget appropriations were a direct responsibility of the Committee involved. He stated that a complete Budget Appropriation Statement was distributed monthly to all members of Council by the City Treasurer. He stated further that the Chairman and members of each Committee should consider their monthly statements of their appropriations. He stated also that the Police Commission considered their Budget Statement at each of their regular monthly meetings, obtained reasons for small overexpenditures and when necessary approved internal budget transfers when an appropriation had an insufficient balance remaining or approved a recommendation to the Finance Committee for additional funds.

Mayor Swain suggested that the Finance and Accounts Committee also should, as item No. 2 on their Agenda following the distribution of Statements, consider the state of the Finance Appropriations.

Ald. Cook stated that he would meet with Ald. Matthews to discuss the "Parks" overexpenditures. He stated that "Playground Equipment" had been subject to extreme vandalism this year and that "Wages" for the Parks Department was under control.

BY-LAWS

Council consented to the withdrawal of By-Law 17 and to the addition of By-Laws 27 to 35 for presentation to Council.

(a) Moved by Ald. Matthews,
Seconded by Ald. Cook,

That By-Laws 1 to 12 and 27 to 35 receive their first reading.

CARRIED

BY-LAWS (cont'd)

(b) Moved by Ald. Cook,
Seconded by Ald. Speal,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 13 and 27 to 35 their second reading.

Ald. Matthews, Chairman.

CARRIED

(c) Moved by Ald. Speal,
Seconded by Ald. Timmins,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered inthe Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. Matthews reported that By-Laws 1 to 13 and 27 to 35 had been considered in the Committee of the Whole and that:

(i) By-Law 13 had been amended, and

(ii) By-Laws 1 to 12, 13 as amended, and 27 to 35 had received their second reading.

Ald. Matthews further reported that the following motion of amendment had been considered in the Committee of the Whole, with the question divided, and with Ald. Webb requesting the recorded votes:

Moved by Ald. Webb,
Seconded by Ald. Keyes,

That By-Law 13 be amended to provide that the agreement with the Kingston District Chamber of Commerce be amended to provide:

(1) That the words "one year" be replaced by the words "5 years";

CARRIED 10:5

YEAS: Ald. Blaney, Ald. Brightman, Ald. Keenleyside, Ald. Keyes, Ald. McDougall, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb.

NAYS: Mayor Swain, Ald. Cook, Ald. Hagerman, Ald. Matthews, Ald. Speal.

(2) That paragraph 3 be amended to read:

"yielding and paying therefor unto the said lessor annually on the first day of each year of the term, the sum of one dollar ($1.00);";

CARRIED

(3) That the paragraph on page 2 respecting termination by six months notice be eliminated. (Since it has the obvious effect of removing from the Chamber any long term tenure, without which renovations and modernization of the Committee Room or any part of the main building would be impossible.)

CARRIED 9:6

YEAS: Ald. Blaney, Ald. Brightman, Ald. Keenleyside, Ald. Keyes Ald. McDougall, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb.

NAYS: Mayor Swain, Ald. Cook, Ald. Hagerman, Ald. Matthews, Ald. Speal, Ald. Timmins.

- and -

Moved by Ald. Webb,
Seconded by Ald. Keyes, That By-Law 13. as amended, be given its second reading. *CARRIED 10:5*

BY-LAWS (cont'd)

(e) Moved by Ald. Timmins,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 12, 31 and 35 their third reading.

CARRIED

(f) Moved by Ald. Matthews,
Seconded by Ald. Hagerman,

That By-Law 13, re Chamber of Commerce Agreement, be referred to the Finance Committee for discussion at their next meeting, and also, that a recommendation from the Parks Recreation and Property Committee be forthcoming at this meeting.

LOST 4:11

(g) Moved by Ald. Keyes,
Seconded by Ald. Keenleyside,

That By-Law 20 be amended to delete section 3, which reads as follows, from the By-Law:

> "(3) When an adult, or a person possessing registered lifeguard qualifications is not present in the pool area supervising the pool all gates shall be kept closed and locked,"

CARRIED 8:7

(h) Moved by Ald. Keyes,
Seconded by Ald. Keenleyside,

That By-Law 20, as amended, be given its third reading.

CARRIED 10:5

(i) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Laws 12, 13 as amended, 14 to 16, 18 and 19, 21 to 26, 31 and 35 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act." (Clause 1, Report No. 116).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7182)
Clause 1, Report No. 116

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(2) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 1, Report No. 116).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7183)
Clause 1, Report No. 116

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(3) A By-Law to Amend By-Law No. 3001, "The Building By-Law of the City of Kingston" (Additional Deposit Requirement for Building Addition Valued at $10,000. or More).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7184)
Clause 2, Report No. 119

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

BY-LAWS (cont'd)

(4) A By-Law to Authorize the Execution of an Agreement with A.S. Marker to Amend the Agreement for "Marker Acres Subdivision No. 3" (Amend Pavement Requirements from Asphalt to Concrete).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7185)
Clause 4, Report No. 119

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(5) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the North Side of Brock Street from 108.40 Feet West of Wellington Street Westerly 183.80 Feet Under the Provisions of Section 8 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7186)
Clause 4(B), Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(6) A By-Law to Authorize the Construction of Certain Sidewalks Under the Provisions of Section 8 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7187)
Clause 4(C), Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(7) A By-Law to Authorize the Construction of Certain Asphalt Pavements, with Curb, Gutter and Boulevard, Under the Provisions of Section 8 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7188)
Clause 4(D), Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(8) A By-Law to Authorize the Construction of a Divided Highway on Sir John A. Macdonald Boulevard from 90 Feet South of Johnson Street to King Street West, Including Street Lights in the Centre Boulevard (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7189)
Clause 5(a), Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING -CARRIED 14:1
(Ald. Matthews opposed.)

(9) A By-Law to Amend By-Law No. 6833, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)" (Delete: Reconstruction of Sir John A. Macdonald Boulevard from 210 Feet North of Union Street to 1000 Feet South of Johnson Street).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7190)
Clause 5(b), Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(10) A By-Law to Authorize the Execution of an Amending Agreement with Kingston General Hospital (Closing of O'Kill Street: Revise Time for Conveyancing of Certain Land by Kingston General Hospital).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7191)
Clause 6, Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

BY-LAWS (cont'd)

(11) A By-Law to Amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston" (Lieu Day: Christmas).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7192)
Clause 8, Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING- CARRIED 15:0

(12) A By-Law to Amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" (Revision No. 5).

(THREE READINGS) (PROPOSED NO. 7193)
Clauses 5(c) and 7, Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(13) A By-Law to Authorize the Execution of an Agreement with Kingston and District Chamber of Commerce (Lease of First and Second Floors of Old C.P.R. Station House).

(SECOND AND THIRD READINGS) (PROPOSED NO. 7083)
Clause 5, Report No. 79
and as amended by City Council
Meeting No. 22 Page 525

SECOND READING, AS AMENDED - CARRIED 10:5
THIRD READING, AS AMENDED - CARRIED 11:4
(Mayor Swain, Ald. Cook, Ald. Hagerman, Ald. Speal opposed.)

(14) A By-Law to Amend By-Law No. 3001, "A By-Law to Regulate the Erection and Provide for the Safety of Buildings and Structures" (Public Building Regulations: One Entrance to Accommodate Handicapped Persons).

(THIRD READING) (PROPOSED NO. 7075)
Clause 4, Report No. 72
and as amended by
Clause 1, Report No. 119

THIRD READING - CARRIED 15:0

(15) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in The Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Traffic Signal Lights: Division Street at Railway Street and Division Street at York Street) (Clause1(e), Report No. 74).

(THIRD READING) (PROPOSED NO. 7099)
Clause 1(e), Report No. 74

THIRD READING - CARRIED 15:0

(16) A By-Law to Authorize the Installation of Street Lighting with Concrete Poles and Underground Wiring on Hatter Street Under The Provisions of Section 12 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 7110)
Clause 7(B), Report No. 85

THIRD READING - CARRIED 15:0

(17) A By-Law to Consolidate the Sums Authorized by Certain Money By-Laws into One Sum of $1,357,279.08 and to Borrow same by The Issue of Debentures Therefor.

(THIRD READING) (PROPOSED NO. 7142)
Clause 6(k), Report No. 97

WITHDRAWN

BY-LAWS (cont'd)

(18) A By-Law to Amend By-Law No. 6836, "A By-Law to Authorize the Construction of an 18" Storm Sewer in Division Street from Kirkpatrick Street to 26' South of Day Street at an Estimated Cost of $21,700.00 Under the Provisions of Section 8 of the Local Improvement Act" (Increased Costs).

(THIRD READING) (PROPOSED NO. 7146)
Clause 10(a), Report No. 97

THIRD READING - CARRIED 15:0

(19) A By-Law to Amend By-Law No. 6810, "A By-Law to Authorize the Construction of a Storm Sewer in Easement Adjacent to King Street from Portsmouth Avenue Westerly 1,018 Feet and in Portsmouth Avenue from King Street to Johnson Street, Including Relocation of Pole Line on Portsmouth Avenue Under the Provisions of Section 8 of The Local Improvement Act" (Increased Costs).

(THIRD READING) (PROPOSED NO. 7150)
Clause 13(a), Report No. 97

THIRD READING - CARRIED 15:0

(20) A By-Law to Require the Owners of Privately Owned Outdoor Swimming Pools to Erect and Maintain Fences and Gates Around Such Swimming Pools.

(THIRD READING) (PROPOSED NO. 7153)
Clause 1, Report No. 102
and City Council Meeting
No. 22, Page 526

THIRD READING - AS AMENDED
CARRIED 10:5

(21) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Paving of Entrance: 50 Hickson Avenue).

(THIRD READING) (PROPOSED NO. 7168-A)
Clause 6, Report No. 104

THIRD READING - CARRIED 15:0

(22) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clause 1, Report No. 111).

(THIRD READING) (PROPOSED NO. 7170)
Clause 1, Report No. 111

THIRD READING - CARRIED 15:0

(23) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of such Parking Meters". (Clause 1, Report No. 111).

(THIRD READING) (PROPOSED NO. 7171)
Clause 1, Report No. 111

THIRD READING - CARRIED 15:0

(24) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Area Requirements: Zones C, Cc, D and E).

(THIRD READING) (PROPOSED NO. 7172)
Clause 1, Report No. 113

THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(25) A By-Law to Authorize the Execution of an Agreement with The Public Utilities Commission of The City of Kingston (Grant of Easement - Ontario Street Pumping Station).

(THIRD READING) (PROPOSED NO. 7174)
Clause 9, Report No. 115

THIRD READING - CARRIED 15:0

(26) A By-Law to Authorize the Execution of an Agreement with John B. Sampson (Lease: "Division Street Quarry" for Snow Dumping Site - November 15, 1971 to May 1, 1972.)

(THIRD READING) (PROPOSED NO. 7181)
Clause 16, Report No. 115

THIRD READING - CARRIED 14:1
(Ald. Webb opposed.)

(27) A By-Law to Authorize the Construction of Certain Concrete Sidewalks Under the Provisions of Section 8 of the Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7194)
Clause 11(B), Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(28) A By-Law to Authorize the Construction of a Sanitary Sewer, with Services, in Weller Avenue Place and in Weller Avenue from Weller Avenue Place Easterly 1,280 Feet under the Provisions of Section 8 of the Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7195)
Clause 11(C), Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(29) A By-Law to Authorize the Construction of an Asphalt Pavement, with curb, Gutter and Boulevard, in Portsmouth Avenue from King Street to Johnson Street, Including an Entrance, and Intersection Improvements at King Street and at Johnson Street, Under the Provisions of Section 8 of the Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7196)
Clause 11(D), Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(30) A By-Law to Authorize the Construction of Certain Separate Storm Sewers and the Replacement of Certain Sanitary Sewers Under the Provisions of Section 8 of The Local Improvement Act. (Area "C" - Phase VI).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7197)
Clause 11(E), Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(31) A By-Law to Amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" (Revision No. 6).

(THREE READINGS) (PROPOSED NO. 7198)
Clauses 4 and 11, Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(32) A By-Law to Authorize the Resurfacing of Certain Streets (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7199)
Clause 13, Report No. 120

FIRST READING - *CARRIED 15:0*
SECOND READING - *CARRIED 15:0*

(33) A By-Law to Authorize the Reconstruction of Bath Road to Four Lanes, with Median Strip, from the City Limits Easterly to 400 Feet West of Queen Mary Road (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7200)
Clause 14, Report No. 120

FIRST READING - *CARRIED 15:0*
SECOND READING - *CARRIED 15:0*

(34) A By-Law to Authorize the Construction of Curve Improvement on the North Side of King Street West from Okill Street Road Allowance Easterly 320 Feet (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 7201)
Clause 15, Report No. 120

FIRST READING - *CARRIED 15:0*
SECOND READING - *CARRIED 15:0*

(35) A By-Law to Adopt a Capital Budget for the City of Kingston (1972-1976).

(THREE READINGS) (PROPOSED NO. 7202)
Clause 16, Report No. 120

FIRST READING - *CARRIED 15:0*
SECOND READING - *CARRIED 15:0*
THIRD READING - *CARRIED 15:0*

MOTIONS

The following Notice of Motion was received:

(1) Moved by Ald. McDougall,
Seconded by Ald. Blaney,

Resolved that this Council deeply deplores the imposition of corporate income tax by the Dominion Government upon Bell Canada, which is a regulated utility. This is in fact, though not in name, a sales tax imposed upon the territory served by this Company.

Were the Bell Canada territory put upon a footing of equality with those provinces in which telephone service is provided by provincially-owned commissions, then the Company would be able to finance its current needs without a rate increase and with a substantial cushion left over for future contingencies. This is discriminatory against this area and is specially to be deplored because it presses heavily upon those of low incomes for whom telephone service is a necessity of their employment.

And that copies of this resolution be forwarded to other municipalities asking for their endorsement, to the Minister of National Revenue and to the Honourable E. J. Benson the member for this constituency.

Referred to the Finance and Accounts Committee.

MOTIONS (cont'd)

(2) Moved by Ald. Watts,
Seconded by Ald. Brightman,

That the sympathy of Council be extended to the family of the late E. Wray Van Luven a former Alderman.

CARRIED

(3) Moved by Ald. Matthews,
Seconded by Ald. McDougall,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 11:32 P.M.

(L.S.)

(signed) *T. J. McKibbin*,
CLERK-COMPTROLLER

(signed) *E. V. Swain*,
MAYOR

Local Govt.

CITY COUNCIL MEETING NO. 23

In Accordance with Rule 3 of By-Law No. 1, A Special Meeting of City Council, Summoned by Mayor Swain, was held in the Council Chambers on Wednesday, November 24, 1971, at 6:23 p.m. His Worship Mayor Swain Presiding.

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. Speal, Ald. Timmins, Ald. Vosper, Ald. Watts, Ald. Webb. (13)

BY-LAW

Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Law 1 be given its third reading.

CARRIED

(1) A By-Law to Consolidate the Sums Authorized by Certain Money By-Laws into One Sum of $1,357,279.08 and to Borrow same by The Issue of Debentures Therefor.

(THIRD READING) (PROPOSED NO. 7142)
Clause 6(k), Report No. 97

THIRD READING - CARRIED 13:0

MOTIONS

Moved by Ald. Speal,
Seconded by Ald. Timmins,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 6:24 P.M.

(L.S.)

(signed) *T. J. McKibbin,*
CLERK-COMPTROLLER

(signed) *E. V. Swain*
MAYOR

Local Govt.

CITY COUNCIL MEETING NO. 24

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, December 13, 1971, at 8:37 p.m., His Worship Mayor Swain presiding.

Moved by Ald. Blaney,
Seconded by Ald. Brightman,

That Rule 7 be suspended in order to permit the Council meeting to commence at 8:37 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (15)

TABLING OF DOCUMENTS

(111) From the Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to October 31, 1971.

(Note: Copy of statement distributed to each member of Council)

(112) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to October, 1971, inclusive:

		1970 Jan.-Oct.		1971 Jan.-Oct.
REVENUE:		$412,616.		$388,701.
EXPENDITURES:				
Total Operating Expenses:		$653,342.		$660,547.
Less Revenue:	(-)	$412,616.	(-)	$388,701.
Net Operating Deficit:		$240,726.		$271,846.
Plus:				
Pro-Rated Debenture Charges	(+)	80,646.	(+)	81,750.
D.H.O. Survey (KPTS Share)	(+)	5,830.		-
New Routes & Services - Promotion etc.		-	(+)	3,066.
Assets Purchased from Current Revenue		-	(+)	2,850.
Total Deficit for Period		$327,202.		$359,512.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro rated.
3) Present Fare Schedule has been in force
    (a) Adults since 2nd July, 1969.
    (b) Students since 1st September 1968.
4) March 1970 - "Transit Month".
5) Reduced Service introduced 1/3/71 as recommended by D.L.C.
6) New Routes & Transfer Point introduced 3/5/71.
7) Restricted Evening Service introduced 1/9/71.

MINUTES

Moved by Ald. Vosper,
Seconded by Ald. Watts,

That the Minutes of City Council Meeting No. 22, held November 22, 1971, and City Council Meeting No. 23, held November 24, 1971 be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(447) From Mr. C. J. S. Apps, Minister of Correctional Services acknowledging receipt of Council's resolutions (R.117(1) and (2)71) concerning subsidies for burial of Indigents and for Incentive Works Programs.

(448) From the City of London notifying that the resolution (R.92(2)71) General Welfare Assistance submitted by the City of Kingston was not endorsed.

(449) Notice that the Ontario Municipal Board has set Thursday, January 20th, 1972, at 10:00 a.m., for a hearing on By-Law No. 6806, Sydenham Ward Urban Renewal.

(450) From Mr. Vincent A. Martin, Hardtman and Martin, Barristers and Solicitors, reporting his attendance at the Ontario Municipal Board Hearing for Zoning - Weller Avenue held in Kingston on November 17th, 1971 at 2:00 in the City Hall Council Chambers and stating that the two Board Members after hearing the evidence and argument on the matter reserved the decision and advised that we would be hearing from them in due course.

To be Referred to the Public Works Committee:

(451) From the Ontario Water Resources Commission submitting a copy of a report on the polluting effects of deicing salt and snow disposal prepared by staff of the Ontario Water Resources Commission and requesting the cooperation of municipalities to make every effort to eliminate the unnecessary losses of road salt and to minimize the discharge of waste materials from snow disposal areas.

(452) From the Ontario Good Roads Association enclosing Programme Information for the Ontario Good Roads Association 78th Anniversary Convention to be held February 21st, 22nd and 23rd, 1972 and also enclosing Membership Fee Invoice for City of Kingston for 1972 in the amount of $50.00.

(453) From Mr. W. Williamson, P.Eng., Assistant Director, Department of the Environment, Waste Management Branch concerning letter from Dr.J. H. Brown, Professor of Mineral Engineering, Queen's University, Kingston, dated April 20th, 1971 for approval from the Branch for a proposed Waste Separation and Disposal Plant in Kingston. This letter provides Preliminary Approval to the project concept and is addressed to the City of Kingston in view of the present uncertainty as to the identity of the eventual owner/operator of the plant and outlining some aspects which will require further consideration when detailed planning is completed.

To be Referred to the Public Works Committee and the Chief Building Inspector:

(454) From Mr. Ernest A. Cromarty, Architect, submitting Drawings #7024-A1 Site Service Plot Plan dated November 1971 and #7024-A2 Site Service Details dated November 1971 for Shopping Plaza on Bath Road (former Gilmour Property) and requesting confirmation in writing that the building locations and services meet the City requirements as indicated.

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee:

(455) From the City of St. Catharines, requesting that their following resolution be endorsed:

> *"WHEREAS The Public Health Act respecting municipal swimming pools was amended on March 15th, 1971.*
>
> *AND WHEREAS certain of the requirements of the regulations made under the said Act, including the imposed bather loads, soap showers, extra staff, and additional deck equipment, are unrealistic and in some cases impossible to control,*
>
> *AND WHEREAS the City Corporation is required to comply or close its pools and also can be held criminally negligent in event of a tragedy if the regulations are not followed to the letter of the law.*
>
> *THEREFORE BE IT RESOLVED that the Ontario Government and the Minister of Health be petitioned to review with municipal authorities, the present legislation governing the operation of municipal swimming pools so that legislation can be changed to be more realistic and practical."*

To be Referred to The Kingston Planning Board:

(456) From Mr. A. Syed, Subdivisions Section, Community Planning Branch, Department of Municipal Affairs notifying of the approval of the draft plan of subdivision for Headway Corporation Ltd. - Weller Avenue, on the north side of Weller Avenue, submitting a list of the conditions of approval, and requesting a report on the fulfilment of the conditions.

(457) From Buy-Rite Gasoline Co. Ltd., 5 Cataraqui Street, Kingston, Ontario, a Zoning Application requesting a zoning amendment from R2 - Residential to C2 - Commercial to rebuild the service station which was destroyed by fire at 295 Concession Street.

To be Referred to the Social Services Committee:

(458) From the City of Belleville, requesting that their following resolution be endorsed:

> *"WHEREAS the Government of Ontario assumes financial responsibility for all infants born to unmarried mothers;*
>
> *AND WHEREAS in all other cases where a child is taken into care by the Children's Aid Society the municipality in which the child was taken into care is financially responsible for 40 per cent of the care, maintenance, and supervision of the said child;*
>
> *AND WHEREAS hospitals and provincial police headquarters are usually situated in county towns and major centres of population;*
>
> *AND WHEREAS this results in some children who would otherwise be a charge against their home communities becoming a liability of the county towns and major centres;*
>
> *THEREFORE BE IT RESOLVED THAT the Department of Social and Family Services through its Child Welfare Branch be urged to seek amendments to legislation to remove this inequitable burden."*

To be Referred to the Parks, Recreation and Property Committee:

(459) From the City of Belleville, requesting that their following resolution be endorsed:

COMMUNICATIONS (cont'd)

(459) (cont'd)

> *"WHEREAS there is now a serious problem in the shortage of parklands and land for recreational purposes on the north shore of Lake Erie;*
>
> *AND WHEREAS a similar problem exists in the shortage of lands for park and recreational purposes on the north shore of Lake Ontario and especially on the shores of the Bay of Quinte;*
>
> *AND WHEREAS there is a growing tourist industry in Ontario, a large earner of foreign currency, it is important to develop such an industry (these are two of the largest sources of foreign income in Canada);*
>
> *THEREFORE BE IT RESOLVED THAT the Ontario Provincial Government acquire as speedily as possible additional lands for public recreational purposes along the north shore of Lake Ontario and also along the shores of the Bay of Quinte."*

To be Referred to the Parks, Recreation and Property Committee and the Kingston Community Memorial Centre Board:

(460) From the Ontario Department of Labour concerning the structural adequacy of municipal arenas and other buildings in the community to withstand snow load accumulations on roofs. The Safety and Technical Division of the Ontario Department of Labour urges all municipal officials to assure that arenas and other buildings are carefully checked by qualified professional engineers, and to assure that the structures meet safety requirements of the National Building Code of Canada.

Which Has Been Referred to the Finance and Accounts Committee:

(461) From the Kingston Public Library submitting the following resolution:

> *"...that a letter be sent to City Council informing the members that in order to maintain the present level of library services to meet the increasing demands by the public, additional facilities are now required by either expansion on the present Main library site or by building a new enlarged structure elsewhere. Thus the Library Board is vitally concerned with the disposition of the Notre Dame Convent property."*

To be Referred to the Finance and Accounts Committee:

(462) From The Children's Aid Society of the City of Kingston and County of Frontenac expressing the opinion that there should be more Day Care Centres in other parts of the city and that each Centre should serve a cross section of children from all social and economic groups

(463) From the City of Windsor, requesting that their following resolution be endorsed:

> *"That the Minister of Transport be advised that in the opinion of this Council the maximum permissible contributions from the railway grade crossing fund as set down by the Canadian Transport Commission, are totally unrealistic and should be again immediately reviewed with a view to amending them substantially upward in the light of today's costs and the necessity of grade separations in so many urban municipalities across the country."*

COMMUNICATIONS (cont'd)

(464) From the City of Welland, requesting that their following resolution be endorsed:

"WHEREAS the Federal Municipal Grants Act provides for certain downward adjustments in the calculation of grants payable in lieu of taxes to local municipalities and whereas this is not equitable to other municipal taxpayers.

THEREFORE BE IT RESOLVED that the Government of Canada be requested to amend their Municipal Grants Act to provide grants in lieu of taxes equivalent to taxes levied on all assessments subject to full taxation."

(465) From the City of Welland, requesting that their following resolution be endorsed:

"WHEREAS school rates of any description must be excluded from calculations on certain Provincial Government properties subject to the payment of a grant in lieu of taxes; and

WHEREAS, this is not equitable to other municipal taxpayers;

THEREFORE BE IT RESOLVED that the Provincial Government of Ontario be requested to amend their legislation to provide grants in lieu of taxes equivalent to taxes levied on all assessments subject to full taxation and in a similar manner relating to properties owned by the Hydro Electric Power Commission of Ontario."

(466) From the City of Welland, requesting that their following resolution be endorsed:

"WHEREAS the Federal and Provincial Governments raise their revenue chiefly from sources which vary directly with economic activity; and

WHEREAS revenue yields automatically increase during inflationary periods without an increase in rates; and

WHEREAS Municipal governments rely chiefly on realty taxes and rising costs must be met by increasing the mill rate on assessed property;

THEREFORE BE IT RESOLVED that for municipalities to receive a meanful distribution of the tax dollar, the Federal-Provincial-Municipal tax system should be redesigned in a comprehensive and co-ordinated manner and that the Provincial Government be urged to continue their study in order to improve the existing system."

To be Referred to the Public Utilities Commission:

(467) From the City of Welland, requesting that their following resolution be endorsed:

"WHEREAS water pollution control and costs thereof are substantially determined by the Ontario Water Resources Commission and

WHEREAS these costs are becoming a considerable item in local government budgets,

THEREFORE BE IT RESOLVED that the Province of Ontario be asked to amend its grant regulations so as to provide a 75% subsidy on all costs involved in all matters of water management, including water supply, water control and water quality."

COMMUNICATIONS (cont'd)

To be Filed:

(468) From The Ontario Municipal Board submitting copy of order approving the Annexation by the Township of Kingston of a part of the City of Kingston to be effective August 1, 1971. (41.422 acres Front Road, Little Cataraqui Creek and Little Cataraqui Bay)

(469) From The Cataraqui Region Conservation Authority enclosing copy of General Meeting of The Cataraqui Region Conservation Authority held December 1, 1971.

(470) From the Ontario Housing Corporation stating:

> *"RE: Kingston OH 11 - 151 Family Housing Units*
> *Kingston OH 12 - 101 Family Housing Units*
>
> *We are pleased to advise that Orders-in-Council have now been received approving Provincial participation in these projects and we have also received advice of the Federal approval to Central Mortgage and Housing Corporation making a loan to Ontario Housing Corporation for 151 family housing units. As soon as Federal approval of the loan is received for the 101 family housing units you will be advised.*
>
> *The condition contained in Council's resolution with respect to the development on Portsmouth Avenue has been noted and in this connection the proponent has been advised to liaise closely with Mr. Ross and the Cataraqui Conservation Authority."*

(471) From The Ontario Municipal Board enclosing copy of the Board's decision approving the application of The City of Kingston to rezone lands on the North side of Weller Avenue Place and on the North and South side of Weller Avenue from M1 and M2 "Industrial" to "Residential".

To be Referred to the 1972 Finance and Accounts Committee:

(472) From the Kingston and District Folk Art Council thanking the Members of Council for their 1971 Grant of $1,000.00; reporting on the uses to which the 1971 Grant was applied; and requesting the continued support of Council of the Folk Art Council and its activities in the form of a operating Grant of $1,000.00 for 1972.

Which Have Been Referred to the Finance and Accounts Committee:

(473) From the St. Lawrence Valley Chapter, Ontario Association of Architects, suggesting that "Plymouth Square" be saved by integrating it in the redevelopment scheme as originally promised by the developer which they estimate would result in a true cost of between either a *SAVING of $14,660.* or, at worst, an additional cost of $5,340. and recommending as a first step, action be taken to halt further deterioratio of "Plymouth Square" and to prevent its demolition.

(474) From the Ontario Association of Architects, expressing their concern over the demolition and disappearance of buildings of architectural and historic value in Ontario and stating (concerning Plymouth Square):

> *"...We wish to go on record by stating that if this building is not retained in the new development of the waterfront in Kingston, it will be a profound loss to the present and future generations of the citizens of your City..."*

To be Filed:

(475) From the Public Utilities Commission stating:

> "...Preliminary Capital Budgets for the Electric, Gas and Water Departments have been prepared and the figures indicate that the amounts included in the City's proposed 1972 Capital Budget for the debenture requirements of the Commission will be adequate.

COMMUNICATIONS (cont'd)

(475) (cont'd)

The Commission has therefore approved, and requests the approval of City Council, of the following debenture amounts for the year 1972:

Electric Department	-	$400,000.
Gas Department	-	150,000.
Water Department	-	300,000.
Total		$850,000.

It is understood that, if it is found necessary to transfer a portion of the approved amount from one department to another department, this will be permissible provided it is done before the actual debenture is issued.

In connection with the Transit Department, it is understood that if the purchase of additional buses is approved by the City the cost will be included in the City's current budget.

Attached is a tabulation showing the debenture requirements for the year 1972 as approved by the Commission and the anticipated requirements for the years 1973-1976..."

(476) From Dr. H. H. Westenberg, 115 Lower Union Street, stating:

"As the agreement between the City of Kingston and Marina City will, to-night, come up for further discussion and possible readings, I would urge you to give this letter consideration prior to giving Mr. Teron and his waterfront development a further consent.

In order to accommodate Mr. Teron with the development of his, originally exciting, concept of "Marina City" various zoning by-laws have been accepted by Council. However, since then many months of inactivity on the waterfront have passed by, and it now should be seriously considered that Mr. Teron will, financially or otherwise, be unable to fulfill his dream about the whole waterfront area.

It is my opinion that the various exemptions and accommodations ofthe By-Laws granted to Mr. Teron should only apply as long as he develops all of his present waterfront property according to his original plan. Any sale of this property by Mr. Teron to another developer should mean a new agreement between the City of Kingston and the new owner. Furthermore the remaining part of the property still held by Mr. Teron should become subject to a new agreement with the City of Kingston. In other words: any sale of this property, in whole or in part, negates the various exemptions and accommodations so far so liberally granted to Mr. Teron.

I hope that you will give this matter all due consideration in order to avoid a random and haphazard development of our important waterfront by a number of independent people who cleverly circumvented the City Councillors."

(477) From Mr. Wm. G. Stinson, Chairman, Sydenham Ward Tenants' & Ratepayers Association stating:

"I wish to express my alarm at the concessions to Mr. William Teron which are being proposed in connection with the so-called Marina City.

I hope that every member of Council will oppose any proposal for exemption from the recently approved density bylaw unless it is conditional on the city retaining the right to site-plan approval.

COMMUNICATIONS (cont'd)

(477) (cont'd)

I would like to point out further that in the present situation where credibility has deteriorated considerably, any action by Council to exempt these waterfront holdings from subdivision control will be viewed as a breach of trust by many concerned citizens.

I ask that members of Council consider these proposals carefully, conscientiously, and without regard to any pressures resulting from thetactics which are being used.

(478) From Mrs. Lily Inglis, MRAIC, ARIBA, 35 Wellington Street, stating:

"I urge City Council to consider the following points before giving approval to the Marina City agreement:

1. The fifteen year exemption from re-zoning "Industrial" to "Residential" was originally granted because City Council recognized the advantages of total planning for the site, and had confidence in Mr. Teron's recognition of good design.

2. If Marina City is to have exemption from Subdivision control as reported in the Kingston Whig Standard of December 9th, this means that Marina City may at any time sell any part of the site. While such sales would be subject to the same commitments as the present owners regarding walkway, William St., minimum parking, densities, etc. the external appearance of any buildings that might be erected would only be subject to Clause 13, page 8 which states that "The Company will conscientiously and in good faith take into consideration all official comments, criticism and suggestions made by the City as to external appearance............", but now unlike the original agreement, goes on to specifically exclude arbitration incorporated in Clause 20, (page 10 from) this clause on external appearance.

3. This means that the reason for the 15 year zoning exemption no longer exists since the exemption was granted because total development and good design were promised.

4. City Council should consider attaching a clause to the effect that if the site is at any time split up for further sale, the City reserves the right to re-zone the whole site in conformity with the rest of the city."

(479) From Mr. J. W. Berry, 36 Wellington Street, stating:

"I understand that reading will be given this evening to the new agreement between the City and Mr. Teron.

I further understand that exemption from a zoning change for 15 years, and exemption from the new density zone, are included in this agreement.

While I hold some reservations about these exemptions to Mr. Teron, I would be totally opposed to a clause in the agreement transferring these exemptions to a new owner should Mr. Teron decide to sell. In part, as I understand it, these exemptions are based upon a personal trust in the present developer's design and taste; if this is the case, then they should not be transferable to another developer.

COMMUNICATIONS (cont'd)

(479) (cont'd)

> I would thus prefer to see the agreement not include clauses permitting transfer of these exemptions. On the contrary, I would prefer to see a clause which recognizes this principle: the public has a right to control the development if and when the property passes to a new developer; it must pass through the hands of the City.
>
> I would appreciate your bringing this letter to the attention of Council this evening."

(480) From Mrs. Dorothy Geiger, 100 Cliff Crescent, stating:

> "The proposed agreement with Marina City Kingston Limited, in clauses 10 and 16, agrees to amend the requirements of By-Laws 3077 and 7172 which were passed under the Authority of Section 35 of the Planning Act or its predecessor.
>
> Section 35(10) states, "Subject to subsection 25, no part of any by-law that repeals or amends a by-law passed under this section or a predecessor of this section and approved by the Municipal Board, except a by-law passed pursuant to an order of the Municipal Board made under subsection 22, comes into force without the approval of the Municipal Board."
>
> I request that a public meeting be held before an agreement is passed to amend zoning restrictions. I understand that it is the practice of the Municipal Board to require such public meetings."

To be Referred to the Community Memorial Centre Board with Copy to Each Member of Council:

(481) Letter to Ald. Webb from the Clerk-Comptroller (presented to Council by Ald. Webb), stating:

> "At a recent meeting of the Community Centre Board you ruled that a motion concerning ice rentals for the Church Athletic League was an amending motion and did not require a motion for reconsideration.
>
> Mr. V. Martin, following consultation with Mr. D. L. Hardtman, Q.C., City Solicitor, agrees with your ruling as do Mayor Swain, Mr. B. G. Cousens, Secretary of the Board, and myself."

PETITIONS

(1) It was reported that the following Petition having 59 signatures of persons residing in Yarker, Newburgh, Strathcona, R.R.#7 Napanee, R.R.#1 Selby, Napanee, R.R.#4 Napanee, Selby, Ontario and Detroit City had been received in the mail by Mayor E. V. Swain stating:

> *"We don't live in Kingston but we are greatly concerned about the tearing down of old historical building such as Plymouth Square. We hope this petition will encourage others to want to save old historical buildings. Since Plymouth Square is the only building of it's kind in Canada, there is a good reason to save it. It may cost a lot to fix it but it will be for a good cause, for someday soon the young generation will be grateful in their later years. There are probably more people surrounding the area that are not voicing their opinion. We hope this petition will be of some help."*

FILED

REPORTS

Ald. Keyes presented Report No. 121 of the Traffic and Streets Committee as follows.

Moved by Ald. Keyes, seconded by Ald. McDougall, That Report No. 121 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 121

To the Mayor and Members of Council Kingston, December 7, 1971.

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide-

    (a) that parking be prohibited on the east side of Macdonnell Street from Princess Street to North Bartlett Street;

    (b) that parking be prohibited in the following locations:

        (i) Division St.-west side - from Clergy St. northerly 35 feet;

        (ii) Union St. - south side - from Barrie St. westerly 44 feet;

        (iii) Union St. - south side - from Arch St. easterly 34 feet;

        (iv) Union St. - north side - from Barrie St. westerly 33 feet;

        (v) University Ave. - east side - from 30 feet north of Stuart St. northerly 20 feet.

(See By-Law No. 7210) *CARRIED*

2. WHEREAS the City of Kingston has a by-law to prohibit the parking of vehicles on all City streets between the hours of 1:00 a.m. and 7:00 a.m. during the winter months to ensure that after a snowfall parking vehicles do not obstruct or lessen the efficiency of ploughing of snow to the sides of roadways before traffic and parking demands begin to increase in the morning, particularly on major traffic arteries, and to enable snow to be efficiently removed from all streets at a time when traffic and parking demands are at a minimum;

AND WHEREAS the efficiency of snow clearing on major roads can be increased for the benefit of citizens when certain snow conditions exist by authorizing the Mayor or other official to proclaim over radio and television stations that a "Snow Emergency Condition" exists and parking is prohibited on designated streets until further notice, as is done in some municipalities where the provisions of Section 116(10) of The Highway Taffic Act apply;

AND WHEREAS The Highway Traffic Act R. S. O. 1970, c.202, s.116(11) provides that the provisions of Section 116(10) of the Act dealing with clearing of snow from the highway do not apply to a portion of a highway where a municipal by-law is in force to prohibit or regulate parking in such a manner as to interfere with the clearing of snow from the highway;

AND WHEREAS the Council of the City of Kingston believes the efficiency of snow clearing and snow removal can be increased in municipalities by having both a by-law to regulate parking during the winter months and a procedure for declaring that parking is prohibited on designated streets until further notice when certain snow conditions exist;

REPORTS (cont'd)

Report No. 121 - Traffic and Streets Committee (cont'd)

2. (cont'd)

THEREFORE BE IT RESOLVED that the Province of Ontario be requested to amend The Highway Traffic Act to provide that in a municipality where a by-law is in force to prohibit or regulate parking or standing on a portion of a highway in such a manner as to interfere with the clearing of snow from the highway, the Mayor or Police Chief may proclaim that the provisions of Section 116(10) of The Highway Traffic Act apply to designated streets in accordance with a procedure approved by the municipal council;

- and -

that this resolution be sent to other municipal councils for their endorsation and support.

CARRIED

3. That the account of the Sherwin-William Company of Canada Limited in the amount of $667.80 for supply of 300 gallons of white traffic paint, be paid.

CARRIED

Respectfully submitted,

(signed) K. Keyes (CHAIRMAN)
J. Lorne McDougall
T. A. Hagerman
G. W. Vosper
G. L. Webb

Ald. Vosper presented Report No. 122 of The Kingston Planning Board as follows.

Council consented to the withdrawal of Clause 6 and 7, and to the addition of Clause 13 for presentation to Council.

Moved by Ald. Vosper, seconded by Ald. Speal, That Report No. 122 of The Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 122

To the Mayor and Members of Council Kingston, November 25, 1971.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Ontario Housing Corporation has requested the City to investigate parking requirements for senior citizen apartments under the City zoning by-laws, with a view to reducing them; and,

WHEREAS in the opinion of Planning Board, the requirement of at least one parking space per dwelling unit is excessive and results in construction of unused parking areas which could be better used for other purposes; and,

WHEREAS such reduction in senior citizen parking requirements is in conformity with the Official Plan approved and in force and with Official Plan Amendment No. 59 now before the Minister of Municipal Affairs;

THEREFORE BE IT RESOLVED that Zoning By-Law 3077 be amended to add:

(a) The following definition:

"Senior Citizen Apartment shall mean a dwelling unit of one or more rooms together with private lavatory accommodation and a kitchen, designed and used for exclusive residential use by one or two elderly persons of low income.".

REPORTS (cont'd)

Report No. 122 - The Kingston Planning Board (cont'd)

1. (cont'd)

(b) The following to "Off-Street Parking", Section 9.4.7:

> "The following parking spaces shall be provided for Senior Citizen Apartments; one parking space for each of the first two units plus one space for each additional four dwelling units.".

And that Zoning By-Law 3078 be amended to add the following to "Off-Street Vehicle Parking Facilities" - Section 20:

> "Senior Citizen Apartments - one parking space for each of the first two units plus one space for each additional four units.".

(See By-Laws No. 7211 and 7212) *CARRIED*

2. That Council does hereby certify that By-Law No. 7211 "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Parking Requirements Senior Citizen Apartments)" and By-Law No. 7212, "A By-Law to Amend By-Law No. 3078, ' Zoning By-Law for the 1930, 1931, and 1952 Annexation Areas' (Parking Requirements Senior Citizen Apartments)" is in conformity with the Official Plan approved and in force in the City of Kingston and with proposed Amendment No. 59 approved at the Council Meeting on November 23rd 1970 but not yet approved by the Minister.

CARRIED

3. That in connection with zone changes involving proposal calls:

(a) The principal should be made a party of the application for the zone change or official plan change.

(b) Where there is a proposal call there should be consultation with the City in the preparation of the proposal call specificiations and in the appraisal of the proposals submitted as to how the proposal fits in with the proposals of the City as set out in the official plan.

(c) A copy of this resolution be sent to Ontario Housing Corporation, Ontario Student Housing COrporation, Department of Public Works and the Honourable C.J.S. Apps, Minister of Correctional Services for their consideration.

CARRIED

4. That the Minister of Public Works (Ontario) and The Honourable C.J.S. Apps, Minister of Correctional Services, be advised that with regard to the procedure used by the Department of Public Works for the construction of a Provincial Office Building in the City of Kingston, the City regrets that:

(a) Specifications e.g. parking requirements effectively excluded a central location which the City believes could have been preferable.

(b) There was no consultation with the City on planning considerations.

CARRIED

5. That the following resolution of the City of Peterborough be endorsed:

"WHEREAS the Provinice of Ontario commissioned and received a report by Mr. Matthew B. M. Lawson, Consultant to the Department of Municipal Affairs entitled 'The Maintenance of Property - A Program for Ontario';

REPORTS (cont'd)

Report No. 122 - The Kingston Planning Board (cont'd)

5. (cont'd)

AND WHEREAS the Minister of Municipal Affairs has requested that municipalities consider the proposals contained in the said report;

AND WHEREAS the Council of the Corporation of the City of Peterborough has received a detailed review of the report by its Planning Board in consultation with other municipal departments and agencies;

NOW THEREFORE BE IT RESOLVED THAT with respect to the proposals contained in the Lawson Report the Province be urged to:

(a) *introduce Province-wide legislation of such a nature that the legislation enables municipalities to execute the prime responsibilities in property maintenance but enables the Province to arrange for such maintenance, wherever practical, and in full consultation of other municipalities concerned, of other municipalities who do not wish to or who are unable to discharge these responsibilities;*

(b) *introduce legislation of the above nature not later than the end of 1972."*

CARRIED

6. That, subject to the concurrence of the Fire, Legislation and Housing Committee, the Building Inspector be given a directive to enforce the amendment to the zoning by-law No. 3077, ' A Restricted Area (Zoning) By-Law for the City of Kingston' re area requirements Zones C, Cc, D and E, which was given third reading by Council on November 22nd 1971, subject to the concurrence of the Fire, Legislation and Housing Committee.

Note: The authority for this action is contained in Section 19(2) of the Planning Act.

WITHDRAWN

7. That the Ontario Municipal Board be requested to give early consideration to the holding of a hearing on the appeal of Headway Corporation Limited on By-Law No. 6958, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931, and 1952 Annexation Areas' (Headway Corporation Subdivision Site on Weller Avenue: R3 Special Zone)" with respect to the development of Ontario Housing Corporation units on Weller Avenue and that the Minister of Municipal Affairs also be notified that the City has made this request.

Note: By telephone the Clerk-Comptroller has been advised that a hearing date has been set for January 17th, 1972, at 2 p.m.

WITHDRAWN

8. WHEREAS Queen's University has made application to amend the 'A' Agricultural restrictions of Zoning By-Law 3078, as it applies to the West Campus Development, to increase the maximum permissible height to 160 ft. or sixteen storeys for a 7.0 acre more-or-less parcel and to reduce the minimum rear yard to 35 feet along the westerly wall of the stadium where it lies adjacent to the westerly property boundary for a distance of 270 feet more-or-less; and

WHEREAS the application conforms to the existing official plan approved and in force and to Official Plan Amendment No. 59 now before the Minister of Muncipal Affairs; and,

WHEREAS the opinion of Planning Board the increased height is appropriate to the development; and,

WHEREAS higher standards of buffering in the form of additional trees and fencing make the reduced rear yard acceptable;

REPORTS (cont'd)

Report No. 122 - The Kingston Planning Board (cont'd)

8. (cont'd)

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) The applicant enter into a site plan agreement whereby the applicant undertakes not to commence construction until Planning Board and City Council have approved the site plans.

(2) The applicant agrees to file a grading and landscaping plan for the westerly property boundary of the campus satisfactory to the City and agrees to implement said plan prior to January 1, 1973.

(3) That the parking charges be included in the rent for the residential buildings.

BE IT FURTHER RESOLVED that after the aforementioned conditions have been met, that Zoning By-Law 3078 be amended to allow -

(a) an increase in the maximum height limited to 160 ft. or 16 storeys on a site of 7.0 acres more-or-less; and,

(b) a decrease in the minimum rear yard to 35 ft. for a distance of 270 feet more-or-less along the west boundary of the campus;

All as shown on a plan entitled Queen's University West Campus Development, by J. D. Lee Engineering Ltd., Drawing No. 1030 C, Scale; 1" = 100 ft.

(See By-Laws No. 7203 and 7204) *CARRIED*

9. That Council does hereby certify that By-Law No. 7204, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Queen's University, West Campus Development - Exception: Maximum Height Limit and Rear Yard)" is in conformity with the Official Plan approved and in force in the City of Kingston and with proposed Amendment No. 59 approved at the Council Meeting on November 23rd, 1970, but not yet approved by the Minister.

CARRIED

10. WHEREAS on October 14, 1971, the Planning Board recommended for approval an application by Freebro Leaseholds Limited to amend the Official Plan from Industrial to Commercial and to amend Zoning By-Law 3078 from M2 Industrial to C2 Commercial on a 3.144 acre site being the westerly 290 feet of Princess Street frontage of the Aluminum Company of Canada Limited property to allow a four-storey office building to be occupied by the Ontario Department of Public Works; and,

WHEREAS on October 25, 1971 Council passed By-Law No. 7166 which amended By-Law 3078 to permit the Freebro proposal; and,

WHEREAS the Department of Public Works have now requested that the building be slightly larger (62,200 square feet instad of 55,000 square feet) which consequently requires more parking and a greater land area; and,

WHEREAS Freebro Leaseholds Limited are acquiring from the Aluminum Company the additional land needed to accommodate the enlarged project; and,

WHEREAS in the opinion of the Board the enlargement is minor and does not affect the principle of the change of land use already recommended for approval;

BE IT RESOLVED that the request of Freebro Leaseholds Limited as set

REPORTS (cont'd)

Report No. 122 - The Kingston Planning Board (cont'd)

10. (cont'd)

out in a letter dated December 3rd 1971 be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant which, in addition to the City's standard requirements in respect to municipal services, will provide for fire hydrants and water supply to the standard of Municipal Fire Protection of the Canadian Underwriters Association and suitable access for emergency fire vehicles.

(2) That the site and elevation plans prepared by AlaKantti, Liff, Stefaniszyn, Architects, Ottawa, dated November 1971, Scale 1" = 30 ft., be attached to the amending zoning by-law; and

BE IT FURTHER RESOLVED that after the above conditions have been met that Zoning By-Law 3078 be amended from M2 (Industrial) to C-2 (Commercial) with exception to permit a maximum height of 48 feet, on a 3.449 acre parcel of land being the westerly 290 ft. of the Princess Street frontage of the property of the Aluminum Co. of Canada Ltd. as shown on a plan of survey by James A. Minnes, O.L.S. dated December 9th 1971.

- and -

That By-Law No. 7166, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Rezone 3.144 acres on North Side of Princess Street adjacent to Alcan from M2 (Limited Heavy Industrial) to C2 (General Commercial) passed on October 25th 1971 be repealed.

- and -

That By-Law No. 7164, "A By-Law to Authorize the Execution of an Agreement with Freebro Leaseholds Limited (Development of 3.144 acres on North Side of Princess Street in front of Alcan Canada Products Property) passed on October 25th 1971 be repealed.

(See By-Laws No. 7213, 7214 and 7215) *CARRIED 11:3*

(Ald. Hagerman, Ald. Keenleyside and Ald. Webb opposed.)

(See following Motion of Referral which was Lost.)

Moved by Ald. Webb,
Seconded by Ald. Hagerman,

That Clause 10 of Report No. 122 be referred back to The Kingston Planning Board with referral to appropriate Committees.

LOST 4:11

(See Recorded Vote.)

Ald. Webb requested a recorded vote as follows:

YEAS: Ald. Blaney, Ald. Hagerman, Ald. Keenleyside, Ald. Webb.

NAYS: Mayor Swain, Ald. Brightman, Ald. Cook, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts.

REPORTS (cont'd)

Report No. 122 - The Kingston Planning Board (cont'd)

11. That Council does hereby certify that By-Law No. 7214, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Rezone 3.449 acres on North Side Princess Street Adjacent to Alcan from 'M2' (Limited Heavy Industrial) to 'C2' (General Commercial) with Exception to permit a Maximum Height of 48 feet)" is inconformity with the Official Plan approved and in force in the City of Kingston and with Amendment No. 59 which has been approved by Council but not yet approved by the Minister both as amended by proposed amendment No. 62 approved by Council on October 25th 1971.

CARRIED

12. That the Planning Board agrees with the Finance Committee that the enforcement of By-Law No. 7172, "A By-Law to Amend By-Law 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston (Area Requirements: Zones C, Cc, D and E)" be deferred and that Public Notices of the proposed By-Law should be given in the local press by insertion of an advertisement once a week for three successive weeks, advising people who were adversely affected by the provisions of this by-law to submit their objections within 21 days from the first day of publication and that any objections received be referred to the Planning Board for consideration and recommendation to Council.

CARRIED

13. That Council obtain the opinion of the City Solicitor as to whether or not the recent approval of the lease of City owned property to the Chamber of Commerce for a five year period is in contravention of the Planning Act, Section 19 (1).

CARRIED 11:4

Respectfully submitted,

(signed) *G. W. Vosper* (CHAIRMAN)
G. N. Speal
E. V. Swain

Ald. Timmins presented Report No. 123 of the Rideaucrest Home Committee as follows.

Council consented to the addition of Clause 4 for presentation to Council.

Moved by Ald. Timmins, seconded by Ald. Hagerman, That Report No. 123 of the Rideaucrest Home Committee be received and adopted clause by clause.

REPORT NO. 123

To the Mayor and Members of Council Kingston, December 3, 1971.

The Rideaucrest Home Committee reports and recommends as follows:

1. That the account of Londry's Drugs Limited, in the amount of $542.36, for drugs and medical supplies for the months of August, September and October 1971 be approved for payment.

CARRIED

2. That, as recommended by the Department of Social and Family Services, Homes for the Aged Branch, in their Home Supervisor's Report on Rideaucrest Home dated November 9th, 1971, the last paragraph of the City's form entitled "Rideaucrest Home for the Aged Applicant's Financial Undertaking" be deleted, since the provisions of this paragraph constitute a violation of the Regulations made under the Homes for the Aged Act, which provide that any accumulated sum remaining from pocket allowances paid to residents cannot be applied to maintenance charges which remain unpaid at the date of a resident's death or discharge from the Home.

CARRIED

REPORTS (cont'd)

Report No. 123 - Rideaucrest Home Committee (cont'd)

3. That, as recommended by the Purchasing Agent, the acceptance of tenders in part for those items as indicated in Summary of Tender No. 71-46, being the lowest or one of the lowest tenders received for food for the Rideaucrest Home for the months of January, February and March, 1972 be approved.

   Note: Summary of Tender No. 71-46 distributed to all members of Council with the Council Agenda.

   CARRIED

4. That the account of Eaton's Contract Sales for new furnishings for Rideaucrest Home (1 wheeled stretcher, 20 invalid tables and 6 overbed tables), in the amount of $1,094.47, as a charge against Capital Expenditures, be approved for payment being the lowest tender received.

   Note: Subject to 50% subsidy. There is provision for this expenditures in the 1971 Budget.

   CARRIED

Respectfully submitted,

(signed) D. G. Timmins (CHAIRMAN)
T. A. Hagerman
Earl J. Blaney
D. C. Brightman
J. Lorne McDougall

Ald. Speal presented Report No. 124 of the Public Works Committee as follows.

Council consented to the addition of Clause 5 for presentation to Council.

Moved by Ald. Speal, seconded by Ald. Travers, That Report No. 124 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 124

To the Mayor and Members of Council Kingston, December 6, 1971.

The Public Works Commmittee reports and recommends as follows:

1. That the following accounts be paid:

   The George A. Wright & Son Machine Works Ltd. - $607.80 - repairs to Grader #205
   Revco Limited - $555.66 - replacement speed reducer for sewage treatment plant
   NorthernElectric Company Limited - $578.75 - miscellaneous electrical supplies
   The Sherwin-Williams Co. of Canada Limited - $521.51 - 4-45 gal. drums of linseed oil and 4-45 gal. empty drums
   Haldane Electric Supply Limited - $1,155.68 - miscellaneous electrical supplies

   CARRIED 14:1
   (Ald. Keenleyside opposed.)

2. That the following resolution of the City of Windsor be endorsed:

   That inasmuch as present penalties under existing legislation for dumping harmful and dangerous chemicals into municipal sewage systems are grossly inadequate, and in view of the heavy costs which could be incurred to repair damage caused by chemicals to sewage treatment equipment, the Provincial Government be urged to amend the Municipal Act

REPORTS (cont'd)

Report No. 124 - Public Works Committee (cont'd)

2. (cont'd)

to provide for a substantial increase in the maximum penalty which may be imposed for violations of Municipal By-Laws respecting protection of municipal sewage systems, and further that the Ontario Municipal Association and other cities of Ontario be requested to endorse this resolution.

CARRIED

3. That the City assume the full cost of relocating 500' of 2" gasmain in Joseph St. from Division St. easterly to facilitate the installation of a 54" storm sewer less Department of Transportation and Communications subsidy based on 50% of labour cost leaving a net cost to the City of $5,737.50 and that the expenditure be charged to the sewer construction by-law.

CARRIED

4. That the tender of Alex Lillis, 592 Division St., Kingston, to take delivery and dispose of approximately 550,000 gallons of sewage sludge from the Sewage Treatment Plant at a unit price of $0.0044 per gallon for a total of $2,420.00, be accepted being the lower tender received.

(See By-Law No. 7216) *CARRIED*

5. That the tender of Condie's Pontiac/Buick, in the amount of $6,058.50 (TIP) for the supply of two new 1972 G.M.C. half tone pick-up trucks be accepted being the lowest tender received and that the cost of one truck be charged to the 1971 Garbage Department budget appropriation Garbage Collection - Contributions from Revenue Fund and that the funds remaining in the 1971 Public Works budget appropriation Contributions from Revenue Fund - New equipment be used to help pay the cost of the second truck with the balance to be charged to the Equipment Reserve Account.

WITHDRAWN

Respectfully submitted,

(signed) *G. N. Speal* (CHAIRMAN)
D. J. Travers
Earl J. Blaney
J. Lorne McDougall
E. Watts

Ald. Cook presented Report No. 125 of the Parks, Recreation and Property Committee as follows.

Council consented to the amendment of Clause 5 by adding, after the word "Property", the following words:

> "and as recommended by the Finance and Accounts Committee, Mr. T. J. McKibbin, Clerk-Comptroller,"

Moved by Ald. Cook, seconded by Ald. Brightman, That Report No. 125 of the Parks, Recreation and Property Committee be received and adopted clause by clause.

REPORT NO. 125

To the Mayor and Members of Council Kingston, November 24, 1971.

The Committee on Parks, Recreation and Property reports and recommends as follows:

REPORTS (cont'd)

Report No. 125 - Parks, Recreation and Property Committee (cont'd)

1. That the account of MacLachlan Lumber Co.(Kingston) Ltd., in the amount of $641.37, for miscellaneous supplies, be paid.

CARRIED

2. That, as recommended by the City Hall Renovations Sub-Committee, the Guidelines for the City Hall Renovations Architect, Mr. Harry P. Smith, attached hereto as Schedule 'A', be approved in principle.

CARRIED

3. That, as recommended by the City Hall Renovations Sub-Committee, Mr. Harry P. Smith, Architect for the City Hall Renovations be requested to advise Mr. Peter Stokes, the historical consultant, of the existence of the Committee of Architectural Review and their feelings regarding the preservation of the architectural and historical value of the City Hall and that he be requested to work in liaison with this Committee.

CARRIED

4. That, as recommended by the City Hall Renovations Sub-Committee, the Parking Authority be requested to study the whole matter of parking in the area of the City Hall taking into account the following aspects:

   (a) Staff parking,

   (b) Utilization of the City Hall by the public, and

   (c) The Market and its relation to traffic and parking in the area.

CARRIED

5. That, as recommended by the City Hall Renovations Sub-Committee, Mr. D. R. Fluhrer, Administrator of Parks, Recreation and Property and as recommended by the Finance and Accounts Committee, Mr. T. J. McKibbin, Clerk-Comptroller, be appointed to provide the liaison between the City and Mr. Harry P. Smith, City Hall Renovations Architect.

CARRIED AS AMENDED

Respectfully submitted,

(signed) W. T. J. Cook (CHAIRMAN)
V. C. Brightman,
J. L. Keenleyside
D. J. Travers
G. L. Webb

Schedule "A"

PROPOSED GUIDELINES FOR ARCHITECT FOR CONSIDERATION OF PARKS, RECREATION AND PROPERTY COMMITTEE

1. That in renovating the City Hall the historical character of the building be maintained by:

   A. Preserving the exterior of the building except for the following:

      (1) Restoration of the original type entrance with rotunda. This would involve the elimination of the present personnel office and switchboard office.

      (2) Subject to availability of space the Basement Area (Ontario Street side) be developed for exhibition space for arts and crafts interests.

REPORTS (cont'd)

Report No. 125 - Parks, Recreation and Property Committee (cont'd)

Schedule "A" (cont'd)

(3) The moat be maintained and improved by landscaping.

It should be noted that alterations are necessary to the exterior roof to control ice slipping on to walks below and to control roof leaks.

(4) Restoration of the dome turret and bell and consideration should be given to electric chimes.

B. By refurbishing Memorial Hall with floor restoration, redecoration, improved lighting and improved acoustics, and moving the Council Chambers to Memorial Hall.

If the relocation of the Council Chambers is approved, the relocation of the historic council horseshoe rail should be considered and also the possibility of displaying more of the former mayors' portraits by photographing them and reducing them in size.

C. By restoring the high ceilings in Ontario Hall and retaining them as a visible component. With low partitions this would be used for office space.

D. By restoring at least one of the old police cells in the basement for use as archive(s).

E. By preserving the clock pendulum and investigating the feasibility of stairs to the dome mezzanine or alternatively a glass enclosed elevator to go to the dome mezzanine.

F. By preserving the marble stairways and handrails.

2. That air conditioning, improved lighting, an elevator going to the basement for stationery deliveries and to dome mezzanine, modern heating be provided throughout the building. It is suggested the possibility of obtaining heat from Queen's University Steam Line, or other sources along with our own means be investigaed by the Architect.

3. That the Mayor's office should be of ample size as befitting the dignity of the office.

4. There should be a private lounge for Council members adjacent to the Council Chambers.

5. The Clerk-Comptroller's office should be of ample size as befitting the dignity of the office.

6. There should be one large Committee Room for Planning Board Meetings and Public Groups, 750 sq. ft. more-or-less; two committee rooms, 300 sq. ft. more-or-less; and one conference room (negotiations, staff meetings etc.) 225 sq. ft. more-or-less.

7. Central Library and records room, possibly on third floor.

8. Carpeting on floors where feasible.

9. Fire protection sprinkler system where required by National Building Code.

10. That the Social Services Department should be in a separate area on the ground floor with kitchen space for homeworkers.

11. Washrooms: (a) Staff - Exclusive men's and women's facilities should be located in the first and second floor in the core of the main building.

REPORTS (cont'd)

Report No. 125 - Parks, Recreation and Property Committee (cont'd)

Schedule "A" (cont'd)

11. (cont'd)

(b) Washroom Facilities - Mayor's office.
- Clerk-Comptroller's office.
- Aldermen's lounge.

(c) Public Washrooms to be provided and should be adjoining the other washrooms on the ground floor. They should be self-contained so that they can be open for longer hours.

12. Relocate switchboard office to centre of rotunda to serve as information centre. Equipment room location to be checked for adequacy.

13. That the office space requested by Department Heads as set out on the attached Schedule be reviewed by the Parks, Recreation and Property Committee and the architect.

14. Small room with telephone for the news media and special Community Organizations.

15. Consideration should be given to a joining of the second floor of the police station to the main floor of the City Hall and an improved joining of the first floor.

SUMMARY OF SPACE REQUESTS FOR ARCHITECT'S ANALYSIS

Mayor's Office	400 sq. ft.	
Mayor's Secretary	150 sq. ft.	
Industrial Commissioner	1400 sq. ft.	
Planning	1624 sq. ft.	
Treasury	7226 sq. ft.	
Traffic and Streets & Parking Authority	1800 sq. ft.	
Social Services	3300 sq. ft.	
Works Department	3500 sq. ft.	
Clerk-Comptroller (excluding storage)	4519 sq. ft.	(1)
Committee Rooms		
Large	750 sq. ft.	
2 Medium	600 sq. ft.	
1 Conference Room	225 sq. ft.	
Council Chamber	4400 sq. ft.	
Lounge for Members of Council	500 sq. ft.	
Parks, Recreation and Property - Janitor's Room and Storage	353 sq. ft.	
If it is felt that it is necessary for the Administration Offices of the Parks, Recreation & Property Department to be located at City Hall, and additional 1500 sq. ft. will be required to meet present requirements -	1500 sq. ft.	
Public Washrooms		
Women	190 sq. ft.	
Men	190 sq. ft.	
News Media	100 sq. ft.	
Women's Lounge	250 sq. ft.	
Men's Lunch Room	250 sq. ft.	

REPORTS (cont'd)

Report No. 125 - Parks, Recreation and Property Committee (cont'd)

Schedule "A" (cont'd)

Employees' Washrooms	
Police Wing - Women	190 sq. ft.
Men	190 sq. ft.
City Hall - 1st Floor - Women	190 sq. ft.
- Men	190 sq. ft.
City Hall - 2nd Floor - Women	190 sq. ft.
- Men	190 sq. ft.
Sink and closet space (2 @ 150)	300 sq. ft.
Storage Space	5102 sq. ft.
TOTAL SPACE REQUESTED (including space for Parks Department)	39,769 sq. ft.
TOTAL SPACE REQUESTED (excluding space for Parks Department)	38,269 sq. ft.
ESTIMATED AVAILABLE USABLE SPACE	
City Hall, including Police wing	27,272 sq. ft.
Basement	14,000 sq. ft.
Third and Fourth floors	3,000 sq. ft. (2)
TOTAL ESTIMATED AVAILABLE USABLE SPACE	44,272 sq. ft.

(1) Conference Room listed under Committee Rooms.
(2) Space for Library not included in calculations, but could be on third or fourth floor.

Ald. Matthews presented Report No. 126 of the Fire, Legislation and Housing Committee as follows.

Moved by Ald. Matthews, seconded by Ald. Keenleyside, That Report No. 126 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 126

To the Mayor and Members of Council Kingston, December 9, 1971.

The Committee on Fire, Legislation and Housing Committee reports and recommends as follows:

1. That Council concur in the recommendation of the Board of Directors of Ontario Housing Corporation that the contract for the construction of 50 one-bedroom rent-geared-to-income senior citizens units and 1 two-bedroom caretaker's suite be awarded to Madawaska Homes, Arnprior, Ontario, the units to be constructed adjacent to existing senior citizenunits on land owned by Ontario Housing Corporation located on Van Order Drive, north of MacPherson Avenue, being 1.9 acres more or less, part of Block "Z", Calvin Park, Registered Plan No. 1158, at a total cost of $428,972., or $8,412. per unit.

CARRIED

2. That, as recommended by Fire Chief Gibson and Mr. Andrew J. Connidis, Architect, since the new training tower at the Railway Street Fire Station has been built in accordance with specifications and drawings, the holdback fee in the amountof $2,114.32 be released to Emmons and Mitchell Construction Limited.

CARRIED

REPORTS (cont'd)

Report No. 126 - Fire, Legislation and Housing Committee (cont'd)

3. That, as requested by the developer, and as recommended by the Public Works Committee, a by-law be presented to Council to amend the Subdivision Agreement with August S. Marker for the development of Marker Acres Subdivision No. 2 to provide for construction of 406.5 feet of 48" storm sewer rather than 430 feet; and that Drawing No. 1, as revised November 15, 1971, prepared by Campbell Smith Limited, and approved on December 7, 1971 by the City Engineering Department, be substituted for the drawing that now forms part of the Subdivision Agreement.

(See By-Laws No. 7205) *CARRIED*

4. That, as recommended by the Gasoline Advisory Committee, a by-law be presented to Council to amend By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours," to amend the rotation schedule as follows:

ADD -	to Series "D" of Schedules A and B - Pioneer Petroleum, 1006 Princess Street;
DELETE	from Series "E" of Schedule C - Tom's Fina, 32 Queen Street;
ADD	to Series "E" of Schedule C - Coe's Shell, 50 Princess Street.

(See By-Law No. 7217) *CARRIED*

Respectfully submitted,

(signed) K. W. Matthews (CHAIRMAN)
J. L. Keenleyside
Earl J. Blaney
G. W. Vosper
E. Watts

Ald. Keyes presented Report No. 127 of the Finance and Accounts Committee as follows.

Council consented to the addition of Clause 20 to 24 for presentation to Council.

Moved by Ald. Keyes, seconded by Ald. Speal, That Report No. 127 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 127

To the Mayor and Members of Council Kingston, December 8, 1971.

The Committee on Finance and Accounts reports and recommends as follows:

1. That List of Accounts No. 11, dated November 30, 1971, in the amount of $1,645,813.61 for expenditures incurred under property authorization be confirmed.

(Note: Copy of List of Accounts distributed to each member of Council with the Finance Agenda.)

CARRIED

2. That NO ACTION be taken on the following Notice of Motion of Ald. McDougall and Ald. Blaney:

> *Resolved that this Council deeply deplores the imposition of corporate income tax by the Dominion Government upon Bell Canada, which is a regulated utility. This is in fact, though not in name, a sales tax imposed upon the territory served by this Company.*

REPORTS (cont'd)

Report No. 127 - Finance and Accounts Committee (cont'd)

2. (cont'd)

Were the Bell Canada territory put upon a footing of equality with those provinces in which telephone service is provided by provincially-owned commissions, then the Company would be able to finance its current needs without a rate increase and with substantial cushion left over for future contingencies. This is discriminatory against this area and is specially to be deplored because it presses heavily upon those of low incomes for whom telephone service is a necessity of their employment.

And that copies of this resolution be forwarded to other municipalities asking for their endorsement, to the Minister of National Revenue and to the Honourable E. J. Benson the member for this constituency.

CARRIED 8:7

Ald. Keenleyside requested a recorded vote as follows:

YEAS: Mayor Swain, Ald. Cook, Ald. Keyes, Ald. Matthews, Ald. Speal, Ald. Timmins, Ald. Watts, Ald. Webb.

NAYS: Ald. Blaney, Ald. Brightman, Ald. Hagerman, Ald. Keenleyside, Ald. McDougall, Ald. Travers, Ald. Vosper.

3. That the Regular Meeting of City Council scheduled to be held on December 28, 1971,be CANCELLED.

CARRIED

4. That the 1972 Inaugural Meeting of City Council be held on Tuesday, January 4, 1972, at 5:30 p.m.

CARRIED

5. That the unexpended balances in budget appropriations be used to finance over-expenditures for normal and necessary operating expenditures, it being understood that no new equipment will be purchased without specific authority.

CARRIED

(See following Motions)

Moved by Ald. Watts,
Seconded by Ald. Keenleyside,

That Clause 5, Report No. 127, be amended by adding the following after the word "That":

"$100,000.00 of the unexpended surplus of monies which was appropriated in 1971, be placed in a Reserve Fund, pursuant to Section 308 of The Municipal Act, for land acquisition and related costs, for the express purpose of purchasing land for a suitable site for a new Main Public Library, and"

LOST 5:10

The following motion was then considered:

Moved by Ald. Speal,
Seconded by Ald. Webb,

That the matter of placing $100,000. in a Reserve Fund, pursuant to Section 308 of The Municipal Act, for land acquisition and related costs for the express purpose of purchasing land for a suitable site for a new Main Public Library, be referred to the 1972 Finance and Accounts Committee.

CARRIED

REPORTS (cont'd)

Report No. 127 - Finance and Accounts Committee (cont'd)

6. That, as recommended by the Clerk-Comptroller and the City Treasurer, the tender of Harbour Insurance Services, Agent for Western Assurance Company, to supply a general liability policy in the amount of $1,000,000. in accordance with Tender No. 71-44, for a premium of $20,175. for a three-year policy be accepted, being the lowest tender received, with premium of $6,725.00 payable annually.

(Note: Two other tenders were received both having premium rate of $22,425. for three years.)

CARRIED

7. That the invoice in the amount of $250.00 for 1972 membership of the City of Kingston received from the Bureau of Municipal Research be authorized to be paid

- and -

That provision for this expenditure be made in the 1972 Budget.

(Note: 1971 Fee was $300.)

CARRIED

8. That, as recommended by the Public Works Committee, application be made for approval of clearing snow from bus stops under the Winter Works Incentive Program at an estimated total cost of $7,880. (Estimated man days = 250.).

CARRIED

9. That,as recommended by the Industrial Commission, the $100,000 which was appropriated in 1971 for land acquisition be placed in a Reserve Fund, pursuant to section 308 of the Municipal Act, for the Acquisition of Industrial Land and related Capital Costs, it being noted that the use of the Reserve Funds shall not be restricted to the acquisition of industrial land in the area north of Counter Street.

Note: 2/3 Vote of Members Present Required. *CARRIED*

10. That, as recommended by the Parks, Recreation and Property Committee, a by-law be presented to Council to authorize the execution of an agreement with the Public Utilities Commission to grant them an easement over McCullough Park from the Substation Site southerly and then easterly to Runnymede Road for underground cable installation only and on understanding it will be landscaped to the satisfaction of the Parks, Recreation and Property Administrator.

(See By-Law No. 7218) *CARRIED*

11. That a by-law be presented to Council to amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" to reallocate the following 1971 capital expenditures as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS		
STORM SEWERS		
- Separation - Area "C" Phase VI *(Provides Quota of $332,437.)*	$10,000.	-
- Unallocated *(Reduces Quota to $Nil.)*	-	$ 3,490.
GENERAL RATE PROJECTS		
Parks, Recreation & Property Committee:		
- Golf Course *(Provides Quota of $170,000.)*	$50,000.	-

REPORTS (cont'd)

Report No. 127 - Finance and Accounts Committee (cont'd)

11. (cont'd)

	Increase	Decrease
GENERAL RATE PROJECTS (cont'd)		
Public Works Committee:		
-Garbage Disposal - Pulverizer, Buildings & Land, etc.	-	$96,510.
(Reduces Quota to $201,338.)		
Fire Department:		
-Replacement for 1954 King Seagrave Pumper	$40,000.	-
(Provides Quota of $40,000.)		

- and -

to reallocate the following 1972 Capital Expenditures in the 1971-1975 Capital Budget:

	Decrease
GENERAL RATE PROJECTS	
Parks, Recreation and Property:	
-Golf Course	$50,000.
(Reduces Quota to $Nil.)	
Fire Department:	
- Replacement for 1951 LaFrance	$38,000.
(Reduces Quota to $Nil.)	

CARRIED 14:1

(See By-Law No. 7219) *(Ald. Keenleyside opposed.)*

12. That a by-law be presented to Council to Authorize the Borrowing Upon Debentures of the sum of $40,000.00 for the purchase of a new triple combination fire pumper and to authorize its purchase.

(See By-Law No. 7206) *CARRIED*

13. That a by-law be presented to Council to authorize the construction of Phase III of the Golf Course at an estimated cost of $50,000. to provide:

(a)	Clubhouse	$20,000.
(b)	Sewer, Water and Power (Including Flood Lighting of Parking Lot and Clubhouse Area)	10,000.
(c)	Equipment Storage & Repair Shop	6,000.
(d)	Mobile Home (Including Power, Sewer & Water)	14,000.
	Total to be debentured:	$50,000.

(See By-Law No. 7207) *CARRIED 11:4*

(Ald. Keenleyside, Ald. Keyes, Ald. McDougall, Ald. Vosper opposed.)

14. That a by-law be presented to Council to amend By-Law No. 7202, "A By-Law to Adopt a Capital Budget for the City of Kingston (1972 - 1976)" to reallocate the following 1974 and to allocate the following 1976, capital expenditures as follows:

	1976 Increase	1974 Decrease
GENERAL PROJECTS		
Public Works Committee:		
- Water Pollution Control Plant - Secondary Treatment	$2,750,000.	$2,750,000.

REPORTS (cont'd)

Report No. 127 - Finance and Accounts Committee (cont'd)

14.(cont'd)

	1976 Increase	1974 Decrease
GENERAL PROJECTS (cont'd)		
Public Library Board:		
- New Library Building	250,000.	-
Total	$3,000,000.	

(See By-Law No. 7220) *CARRIED*

15. That, as recommended by the Public Works Committee, By-Law No. 7199, "A By-Law to Authorize the Resurfacing of Certain Streets (General Rate)" be amended on third reading to:

(a) delete the following streets from the schedule of proposed work:

Division – Brock to Johnson
Earl – Clergy to Barrie
Johnson – Barrie to Clergy
King – Yonge to Sir John A. Macdonald
King – Sir John A. Macdonald to Ellerbeck
West – Ontario to Bagot
William – Bagot to Clergy
William – Division to University

(b) substitute the following streets therefor in the schedule of proposed work:

Princess – Frontenac to Alfred
College – Union to Churchill Cr.
Traymoor – Union to Hill
Hill – Willingdon to College
Stephen – Division to Montreal
Bagot – Gore to Johnson
Pembroke King to Union
Clarence – Bagot to Ontario

since there is no record of paving being done as a local improvement on the streets being deleted.

(Note: No Revision to cost estimates.)

(See By-Law No. 7199) *CARRIED*

16. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with J. D. Lee Engineering Limited to provide engineering services to the City of Kingston for a sewer camera inspection and report of approximately 3,000 lineal feet of storm and sanitary sewers in Strathcona Park area at an estimated cost of $2,800. as a basis for later corrective measures,

– and –

That the following budget appropriation amendment be approved in order to provide the necessary funds for the work:

	Increase	Decrease
PUBLIC WORKS		
GENERAL ADMINISTRATION		
- Consultants	$2,800.	-
ENGINEERING		
- Salaries	-	$2,800.

(See By-Law No. 7221) *CARRIED*

REPORTS (cont'd)

Report No. 127 - Finance and Accounts Committee (cont'd)

17. That, as requested by the Public Utilities Commission, the following budget appropriation amendment be approved in order to provide additional working funds to cover the estimated increase in the Transit Department Operating Deficit for 1971:

	Increase	Decrease
TRANSIT SYSTEM - Operating Deficit	$30,000.	-
FINANCE AND ACCOUNTS - Contingencies	-	$30,000.

CARRIED

(See following Motion)

Moved by Ald. Vosper,
Seconded by Ald. Travers,

That Clause 17, Report No. 127 be referred to The Kingston Planning Board.

LOST 3:12

18. That Dr. D. G. Cunningham be appointed as the City of Kingston representative on the Board of Arbitration to hear the Howie grievance.

CARRIED

19. That a by-law be presented to Council to authorize the execution of an agreement with Marina City Kingston Limited, to amend the agreement with Etron Limited, as Trustee for Marina City Kingston Limited, dated June 22, 1970, in accordance with Schedule "A" attached hereto.

(See By-Law No. 7208) *CARRIED 11:4*

Ald. Travers requested a recorded vote as follows:

YEAS: Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keyes, Ald. Matthews, Ald. Speal, Ald. Timmins, Ald. Watts, Ald.Webb

NAYS: Ald. Keenleyside, Ald. McDougall, Ald. Travers, Ald. Vosper.

20. That a by-law be presented to Council to authorize the execution of an Agreement with Queen's University at Kingston, the Kingston General Hospital and QUAFHOP to provide that the City of Kingston will accept on the City's land covered by water in front of the King Street Breakwater and being part of Part 1, shown on Plan of Reference No. R-246, clean rock fill excavated during construction of the Health Complex and Queen's University building programs provided such fill is placed by either party subject to following conditions:

(a) That a landscape architect be engaged to predesign the overall objective and that this design be subject to the approval of the Committee of Parks, Recreation and Property and the cost borne by Q.U.A.F.H.O.P. and Queen's University.

(b) That all necessary extension to storm sewers or any services found to exist be done and paid for by Q.U.A.F.H.O.P. and Queen's University - i.e. survey and engineering plus installation costs.

(c) That the intent of the rock filling operation is to create additional recreational land and facilities and that this be the main theme in planning and design.

REPORTS (cont'd)

Report No. 127 - Finance and Accounts Committee (cont'd)

20. (cont'd)

(d) That all rock placed will be levelled and left in a satisfactory condition, from the time work commences until the projects are completed and that all work shall be subject to the approval of the Administrator and Staff of the Department of Parks, Recreation and Property.

(e) That an independent hydrological engineer shall be retained to advise on recommended areas for placing the fill and that his fees be paid by Q.U.A.F.H.O.P. and Queen's University.

(f) That the terms of reference of the landscape architect and the hydrological engineer shall be subject to the approval of the City.

CARRIED

21. That Mrs. Lin Good be appointed as representative of the City of Kingston on the Board of Governors of St. Lawrence College of Applied Arts and Technology.

CARRIED

22. That a Special Meeting of City Council be held on Monday, December 20, 1971, at 7:00 p.m. to consider the subjects:

(a) "Supervisory Personnel", and

(b) Provision of two ½ - Ton Trucks for the Works and Garbage Departments.

CARRIED

23. That as recommended by the Public Works Committee the following budget appropriation transfer be approved:

PUBLIC WORKS COMMITTEE

	Increase	Decrease
CITY YARD - Structural Additions & Alterations	$6,000.	-
SANITATION AND WASTE REMOVAL - CONTRIBUTIONS FROM REVENUE FUND - Sanitary or Combined Sewers	-	$6,000.

CARRIED

24. That the Kingston City Council notify the Department of Social and Family Services (Ontario) immediately of its interest in renovating or building a day nursery re: their "Project Day Care".

CARRIED

Respectfully submitted,

(signed) E. V. Swain (CHAIRMAN)
K. A. Keyes
W. T. J. Cook
K. W. Matthews
G. N. Speal
D. G. Timmins

SCHEDULE "A" TO REPORT NO. 127

SCHEDULE "A" TO BY-LAW NO. ______

THIS AGREEMENT made in triplicate dated the 13th day of December, 1971, amending the Agreement between the Parties dated the 22nd day of June, 1970.

REPORTS (cont'd)

Report No. 127 - Finance and Accounts Committee (cont'd)

SCHEDULE"A" (cont'd)

BETWEEN:

MARINA CITY KINGSTON LIMITED,
an Ontario Private Company with
head office at the City of Kingston
(hereinafter called the "Company")

OF THE FIRST PART

- and -

THE CORPORATION OF THE CITY OF KINGSTON,
with head office at the City of Kingston
(hereinafter called the "City")

OF THE SECOND PART

WHEREAS the City entered into an agreement dated the 22nd day of June A.D., 1970, with Etron Limited acting as Trustee for Marina City Kingston Limited;

AND WHEREAS under Section 32 of the said agreement the proposed site plan development has become inoperative;

AND WHEREAS certain other conditions have been fulfilled and are no longer applicable;

AND WHEREAS both parties are agreed that it is desirable to execute an amending agreement:

NOW THEREFORE it is agreed between the parties hereto as follows:

1. That the agreement dated June 22nd, 1970, is hereby amended by deleting the following sections or part thereof:

"2 Assignment of William Street Lease

3 City Quit Claim

4 Simultaneous Delivery of Federal, Provincial and City Quit Claims

5 Company to Complete Purchase

6 Waterfront Pedestrian Walkway

(1) Part referring to site plan

(2) "as shown on site plan"

8 Access - Part referring to site plan.

9 Construction of Internal Roadways ..... City

(2) Part referring to Schedule "C".

11 Local Improvement Works and Closing of Ontario Street

(2) List of services and unpaid assessment

14 Site Plan

(1) Site Plan Development

(2) Siting and massing of structures.

(3) Part referrring to site plan.

(4) Location and phasing of construction.

REPORTS (cont'd)

Report No. 127 - Finance and Accounts Committee (cont'd)

SCHEDULE "A" (cont'd)

15 Parking and Loading Zones

Reference to site plan.

16 Subdivision andPart Lot Control

Reference to site plan of development.

19 Company Quit Claim of Water Lot

21 Avoidance of Non-Conforming Land Uses

Reference to site plan of development. (Add wording re avoidance of offensive commercial or industrial uses)

23 Sewer Surcharge

(Since covered by By-Law No. 5057)

30 Gore Street Buildings

31 Simultaneous Closing of Sale and Exchange of Documents

32 Site Plan Inoperative of Dry Dock Resumes Operations"

so that as amended the Agreement will now read:

1. AGREEMENT TO RUN WITH LAND AND BE REGISTERED

That the conditions, covenants, restrictions, provisions and provisos of this Agreement shall run with the said lands being Parts 1 to 6 inclusive on Plan R-191 and the title of the said lands shall be subject to provisions of Clause 22 hereof. This Agreement shall be registered against title and by the execution hereof the parties shall each be estopped from alleging that the same was registered without its consent.

2. WATERFRONT PEDESTRIAN WALKWAY

(1) That the Company shall provide within the perimeter of the lands retained by it being Parts 1 to 6 on said Plan R-191 less the lands described in Schedule "A" (the siad lands so to be retained by the Company being hereinafter referred to as the Company's "net" lands) and shall construct at its sole expense, a pedestrian walkway not less than twenty feet wide along the water's edge of the proposed project be extending the existing metal sheet piling in the William Street and Johnson Street basin and extending the rock fill shore beside Confederation Basin Marina and will also provide an appropriate protective curb and hand railing along that part of the water's edge which is sheet piled, and will provide at its own expense, lighting standards and complete wiring and fixtures upon the entire length of the walkway which is to be surfaced with an appropriate enduring material. The design and aesthetics as well as the materials for the walkway, curb and hand railing shall be in the discretion of the Company, provided, however, that should the City express any serious dissatisfaction therewith and should the parties be unable to agree within a reasonable time as to any changes proposed by the City, then there will be resort to arbitration as set out in Clause 20 Upon completion of each phase of this pedestrian walkway, the Company will deed to the City such completed phase for the sum of One ($1.00) Dollar and it will thereafter, in perpetuity, have the character of a public street or way owned and maintained by and under the responsibility of the City, but subject to the following conditions:

(i) This walkway shall be used as a pedestrian walkway and for no other use save for use by fire, police and maintenance vehicles as may be reasonably necessary from time to time in order to maintain and safeguard the said walkway and such other vehicles and equipment as may be required to give effect to Clause 3 hereof;

REPORTS (cont'd)

Report No. 127 - Finance and Accounts Committee (cont'd)

SCHEDULE "A" (cont'd)

(ii) The walkway shall be designed for and used as an open space park and recreational area only and shall not be obstructed by any erections or structures. The walkway shall be deemed a community facility for the purposes of para. 12 hereof:

(iii) The City shall provide all electrical power, snow removal, repair and maintenance services, police and fire protection to and for this walkway as may be required as part of the City's ordinary municipal obligations;

(iv) There shall at all times in perpetuity be free and unobstructed access from all and every part of this walkway to the abutting lands of the Company so that the walkway and the said lands of the Company will, in the physical sense, form part of one overall development or project, and shops, boutiques and other retail establishments may front and abut and open onto and have access to and from the walkway without restriction and at the same level.

(2) The aforesaid twenty foot pedestrian walkway and all intended cul-de-sacs in the project shall be constructed of sufficient loading capacity to support a 22-ton fire truck. The pedestrian walkway shall be widened with daylight triangles at the corners to provide adequate turning space for fire department vehicles.

3. WATER LOTS

That the City shall have the right, without objection or hindrance from Etron, to fill in, extend and construct the waterfront abutting the said pedestrian walkway as it may from time to time desire, provided always that any such development and any land so created shall be owned by the City and shall be used for open space, park and recreational purposes only and shall not be obstructed by the erection of any buildings or structures; provided that nothing herein contained shall be construed as implying any right in the Company to grant the right to fill such land but only that the Company will relinquish any riparian rights it may have with respect to the said water lot.

4. ACCESS

That the Company shall provide entrances and exits from the project as the parties may mutually agree upon, and failing agreement then to be arbitrated as set out in Clause 20, Design standards of such entrances and exits shall be subject to the approval of the Traffic and Streets Committee which shall not be unreasonably withheld.

5. CONSTRUCTION OF INTERNAL ROADWAYS PHASING OF PEDESTRIAN WAY AND VESTING IN THE CITY

(1) That the Company shall construct private roadways and private pedestrian ways internal to the project as well as the waterfront pedestrian walkway in phases, and no building or structure shall be occupied for use unless and until the abutting private roadway or private pedestrian walkway shall be so completed and maintained as to provide reasonable access to and from any such building or structure. The Company will maintain the said internal private roadways and private pedestrian walkways and keep them reasonably free from ice and snow as may reasonably be required from time to time.

(2) It is understood and agreed that it is the intention of the parties that the project will be developed in such a way not only to provide public access along the water's edge as referred to in Clause 2 hereof, but also to provide access through the project by internal private pedestrian ways in order that the entire project, in a physical sense, will permit free pedestrian flow to, along and through the development.

REPORTS (cont'd)

Report No. 127 - Finance and Accounts Committee (cont'd)

SCHEDULE "A" (cont'd)

6. INTERNAL SERVICES

That the Company shall provide at its own expense sanitary sewer mains and laterals, storm sewer mains and laterals, water mains and service connections and all electrical services necessary internally to service the said project.

7. LOCAL IMPROVEMENT WORKS AND CLOSING OF ONTARIO STREET

(1) That the Company shall not oppose any local improvement work initiated by the City for the paving of and installation of street lighting on Ontario Street, including any necessary storm drainage, from Clarence Street southerly to West Street; sidewalks onOntario Street from William Street to West Street; the paving of Gore Street from Ontario easterly and the constructionof a sidewalk along the said street; the separation of storm and sanitary sewers along Ontario Street and in the project; and the diversion of King Street at West Street it being understood that these works will be installed and paid for by assessments made under the provisions of the Local Improvement Act and not as special assessments against the Company alone unless such provisions of the Local Improvement Act would so require. It is agreed that at the date of the execution of this Agreement it is the policy of the City to assess $3.00 a foot frontage of abutting or benefitting properties for the separation of sanitary and storm sewers.

(2) That the City shall not stop up Ontario Street from the south side of Johnson Street to Lower Union Street for a period of at least fifteen years.

8. RETAINING WALL AND RAILWAY SPUR LINE

That the City shall not be required to incur any expense in connection with any reconstruction of that part of the retaining wall west of Johnson Street on Ontario Street which abuts the Company's net lands or the removal of the existing railway lines.

9. HYDRANTS AND FIRE PROTECTION

(1) That the Company shall install in all streets abutting the Company's net lands as well as within the project hydrants in accordance with the Standard of Municipal Fire Protection as published by the Canadian Underwriters' Association, which states:-

"For High Value or Principal Merchantile areas the required fire flow in densely built districts with 3 storey or higher buildings up to 5,000 gallons per minute is required. The Standard Hydrant distribution taken from Table 3 indicates that when a fire flow of 5,000 gallons per minute is required that the average area per hydrant should not exceed 80,000 square feet."

(2) That it is understood and agreed that it is not the practice of the Public Utilities Commission to guarantee the supply of water to any location on its system but it is understood that a fire hydrant flow test was made at the cornerof Ontario and Gore Streets on June 9th, 1970, and under existing conditions at that time the flow was approximately 8,000 imperial gallons per minute at 20 P.s.i. This must not be construed to be a guarantee of water supply. The point of delivery for water to the project shall be at Gore and Ontario with a connection to the existing 16 inch watermain.

10. LAND DEVELOPMENT

The Company may develop its net lands but shall not exceed the following:

Retail Commercial Space	185,000 sq. ft.
Office Space	120,000 sq. ft.
Apartments	750 Suites with a maximum of 5% in

REPORTS (cont'd)

Report No. 127 - Finance and Accounts Committee (cont'd)

SCHEDULE "A" (cont'd)

10. LAND DEVELOPMENT (cont'd)

3 bedroom suites, with a maximum of 45% in 2 bedroom suites and the remainder in 1 bedroom or bachelor apartments.

11. PARKING AND LOADING ZONES

(i) That the Company shall provide for the following amount of Parking:

East of Ontario Street - 600 spaces
West of Ontario Street - 550 spaces

The parking facility shall be provided in phases, adjacent to and coincidental with the phases of development. At no time shall there be less than one parking space for each apartment unit constructed.

(ii) The Company shall provide: 4 off-street loading bays, each of at least 12' x 35' dimension with a height of 14 feet.

12. COMMUNITY FACILITIES

That the Company shall provide on its net lands, community and recreational facilities for its tenants' uses. Included shall be a swimming pool, toddlers play yards, and indoor space for meeting and community activities. It is understood and agreed that not less than 5% of the Company's net lands shall be used for community and recreational purposes.

13. EXTERNAL APPEARANCE OF BUILDINGS

That the Company will conscientiously andin good faith take into consideration all official comments, criticism and suggestions made by the City as to external appearance of all buildings and improvements erected in connection with this project, including matters of colour and use of building materials, but the provisions of para. 20 hereof shall not apply thereto.

14. SUBDIVISION AND PART LOT CONTROL

That because of the provision of public visual access to the waters of Lake Ontario and public physical access to the waterfront by means of a public walkway immediately abutting the said waterfront, and the limitations on density and type of development agreed to by the Company which ensures a more restricted, controlled and higher standard of development of the project than is required or could be obtained by the City under existing zoning by-laws the City shall repeal any existing subdivision and/or part lot control by-laws insofar as they affect the Company's net lands, and will pass a by-law exempting the said lands from part lot and subdivision control; further that the City will not re-impose any such by-laws until the projects is substantially completed.

15. OPENESS OF STREET ENDS AND VESTING OF WILLIAM STREET IN CITY

(1) That, except for the closed portion of Earl Street east of Ontario Street, the substantial portion whereof shall be a mall and approximately ten feet higher than Ontario Street, street ends East of Ontario Street shall provide open, visual access to the harbour without buildings, structures, signs or other obstructions. There may however, be plantings and shrubs.

(2) That the Company will not construct any improvements, structures or buildings on the leased portion of William Street. Upon substantial completion of construction of the project on both sides of said leased portion of William Street, the Company will construct sidewalks on and pave said leased portion of William Street in accordance with City specifications and will then release and quit claim to the City any interest,

REPORTS (cont'd)

Report No. 127 - Finance and Accounts Committee (cont'd)

SCHEDULE "A" (cont'd)

15. OPENESS OF STREET ENDS AND VESTING OF WILLIAM STREET IN CITY (cont'd)

(2) (cont'd)
leasehold or otherwise, it may have in said leased portion of William Street on the understanding that the City shall forthwith thereafter dedicate same as a public street.

16. AVOIDANCE OF NON-CONFORMING LAND USES

That for a period of fifteen years from the 13th day of December A.D., 1971, the City, in order to avoid making the use of any of the Company's net lands not conforming, will not amend or rescind the existing zoning by-law applicable to the Company's net lands except in conformity with the uses and densities included in this agreement; or except to restore such conformity as existed prior to the passing of By-Law No. 7172.

17. SEWER AND WATERMAIN CAPACITY

That the City affirms:

(a) That the capacity of the sanitary sewer, storm sewer and water systems to serve the improvements and structures proposed is as set forth below and affirms that the water supply system meets or does not meet the standard of municipal fire protection established by the Canadian Underwriters Association as noted below.

"Please be advised that the existing sewers have adequate capacity for sanitary flow. The interceptor sewer in Ontario Street is 48" in diameter from West Street to Clarence Street.

(Signed)
Donald Ross, P. Eng.,
Commissioner of Works."

(b) That the storm sewer capacity requires improvements by the separation of storm and sanitary sewers as referred to in para. 7 (1) and the water capacity is as noted in para. 9 (2).

18. NO DISCRIMINATORY TAXES

That the City will not impose on the whole or any part of the Company's net lands any discriminatory tax, levy, rate or assessment whatsoever and will make all assessments in accordance with standard accepted assessment practices and values applicable in the City ofKingston and the Province of Ontario.

19. CITY BY-LAWS TO APPLY TO PROJECT

That nothing contained in this Agreement shall relieve the Company from complying with building, zoning and other by-laws in force in the City of Kingston.

20. ARBITRATION

If, at any time, the parties hereto shall be unable to agree on any matter, the parties shall refer such matter to a qualified architect, planner, engineer or such other qualified person as shall be mutually agreed upon whose decision, including the costs of such arbitration shall be final. If no one individual shall be acceptable to the parties, each party shall name an arbitrator, these two arbitrators shall name a third and the majority decision of such three arbitrators shall be final.

In the event one of the parties should fail to name an arbitrator within a reasonable time then the other nominated arbitrator may in turn nominate a second and these two shall nominate a third. This arbitration provision shall be deemed to be a submission under the Ontario Arbitration Act.

REPORTS (cont'd)

Report No. 127 - Finance and Accounts Committee (cont'd)

SCHEDULE "A" (cont'd)

21. VALIDITY OF AGREEMENT

That the Company shall not call into question directly or indirectly in any proceedings whatsoever in law or in equity or before any administrative tribunal the right of the City to enter into this Agreement and every term, covenant and condition herein contained and this Agreement may be pleased as an estoppel in any such proceedings.

22. AGREEMENT BINDING UPON ASSIGNS

This Agreement shall be binding upon and shall enure to the benefit of the parties hereto and their respective administrators, successors and assigns.

23. ASSURANCE RE IMPLEMENTATION BY CITY

That the City will pass such resolutions and enact such by-laws as may be reasonably requisite from time to time to implement the terms and conditions of this Agreement.

24. DEVELOPMENT

That the Company will not endeavour to or in fact develop the said lands described in Schedule "B" for any industrial or commercial use likely to be offensive by reason of the emission of noise, smoke, odour, vibration or other emanations.

IN WITNESS WHEREOF the Parties hereto have hereunto set their hands and seals.

SIGNED, SEALED AND DELIVERED
In the Presence of

MARINA CITY KINGSTON LIMITED

____

____

THE CORPORATION OF THE CITY
OF KINGSTON

(Mayor) ____________________

(Clerk-Comptroller) ____________________

UNFINISHED BUSINESS

Ald. Matthews asked if the City's Police Department was trying to establish a "Police State". He stated that he did not believe that a "card" record of observations of youths out late at night should be kept by the Police. He stated further that if a juvenile was not in breech of the law, then he should not have a record.

Ald. Matthews stated also that he believed "Youth Bureau" funds could be spent better on activities designed to acquaint juveniles with the Police Force such as managing sports teams, rather than activities designed to acquaint the police with certain youths by late nighttime observations.

Ald. Matthews stated that he believed City Council should be better informed about the proposed Youth Bureau and should discuss it with the Police Commission.

Ald. Matthews stated that, in connection with the recent *Whig-Standard* series of articles on Crime in Kingston, he was disturbed that the Kingston Police Association would not reply to the questions posed by the news reporter. He stated that he believed the Association was scared of "something" and that this should be investigated.

Ald. Matthews suggested that consideration be given to the keeping of a "card" record of each policeman's achievements.

UNFINISHED BUSINESS (cont'd)

Ald. Matthews stated that he believed that a system of promotion by merit (written and oral examinations, etc.) for Police Officers should be considered by the Police Commission and that the lack of this system in the Department is the problem confronting the policemen. He stated that he believed that police officers were being overlooked at promotion time and as a result they just do their job.

Mayor Swain stated that the formation of the "Youth Bureau" in the Kingston Police Department had been the unanimous decision of the Police Commission.

He stated that the Commission would hear any Alderman who wished to comment at a meeting of the Police Commission. He stated further that the concerns that were expressed at the "panel" discussion had also been previously raised and discussed at a Police Commission meeting. He noted that the Commission planned to reassess the results of the formation of the Youth Bureau in May of 1972.

Mayor Swain stated that the Kingston Police Commission had given permission to the Kingston Police Association to answer the questions of the *Whig-Standard,* but that at a subsequent meeting of the Police Association it had been decided not to make any statements.

Mayor Swain stated that the Commission has established a Promotion Procedure in the Department, which includes receiving recommendations on applications from a Promotion Committee composed of the Chief of Police, Deputy Chief of Police and Inspectors of Police, and that promotion is based on merit. Mayor Swain stated that the recommendations of Promotion Committee are not automatically accepted by the Commission.

He noted that the present promotion procedure was now under review by the Commission and that procedures of other police departments concerning promotion procedures were being obtained for the consideration of the Commission.

Mayor Swain stated that in consideration of promotions when all things are equal seniority would determine the promotion. He stated further that any police officer of all ranks have the opportunity to apply for promotion to all vacant positions.

Ald. Webb stated that a number of employees had been hired by the City under the winter works incentive program and then let go after it was discovered that winter works funds were not available.

Ald. Webb stated that he believed the police should not be under constant criticism and harrassment, rather that the actions of the Police Force and Commission in connection with the formation of the Youth Bureau should be approved.

Ald. Webb stated that the Report on Administration of Justice, prepared a number of years ago by the Attorney Generals' Department, which had never been released to the publice, had not been mentioned in the *Whig-Standard* articles on Crime.

He asked that the Mayor endeavour to have this Report produced now and released to the news media for publication.

Ald. Matthews stated that he agreed with Ald. Webb that the City should obtain the Report for publication.

Ald. Matthews stated that he was not criticizing the police since he believed that they were doing a good job. He stated that he felt that there should be written and oral examinations involved in the police promotion procedure, with the candidates being notified of the marks that they obtain in the examinations so that they would know their standing.

Ald. Matthews stated that he recommends that consideration be given to including an examination clause in the Police Regulations concerning promotion.

UNFINISHED BUSINESS (cont'd)

Mayor Swain stated that, to date, he had received notification from 12 persons that they were interested in offering their services to serve on City Committees or Boards and that the persons applying represented a variety of interest, such as housing, parks, etc.

Ald. Timmins stated that he was going to recommend to the Caucus that any one person be appointed to only one position.

Ald. McDougall stated that by his notice of motion which had been defeated at this meeting (R. 127(2)71), he had been trying to protect the interests of the citizens and not those of Bell-Canada.

BY-LAWS

Council consented to the addition of By-Law 25 for presentation to Council.

(a) Moved by Ald. Matthews,
Seconded by Ald. Cook,

That By-Laws 1 to 19 receive their first reading.

CARRIED

(b) Moved by Ald. Cook,
Seconded by Ald. Speal,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 19 their second reading.

Ald. McDougall, Chairman.

CARRIED

(c) Moved by Ald. Speal,
Seconded by Ald. Timmins,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Ald. McDougall reported that By-Laws 1 to 19 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Ald. Timmins,
Seconded by Ald. Keyes,

That Rule 35 be suspended for the purpose of giving By-Laws 7 to 19 their third reading.

CARRIED

(f) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Laws 7 to 25 be given their third reading.

CARRIED

(1) A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Site Plan: 7 Acre Site on West Campus)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7203)
Clause 8, Report No. 122

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

BY-LAWS (cont'd)

(2) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Queen's University, West Campus Development - Exception: Maximum Height Limit and Rear Yard)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7204)
Clause 8, Report No. 122

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(3) A By-Law to Authrozie the Execution of an Amending Agreement with A. S. Market (Marker Acres Subdivision No. 2: Revision of Storm Sewer Requirements)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7205)
Clause 3, Report No. 126

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(4) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $40,000.00 for the Purchase of a New Triple Combination Fire Pumper Truck

(FIRST AND SECOND READINGS) (PROPOSED NO. 7206)
Clause 12, Report No. 127

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(5) A By-Law to Authorize the Construction of Phase III of the Kingston Municipal Golf Course

(FIRST AND SECOND READINGS) (PROPOSED NO. 7207)
Clause 13, Report No. 127

FIRST READING - CARRIED 12:3
(Ald. Keenleyside, Ald. Keyes, Ald. Vosper opposed)
SECOND READING - CARRIED 12:3
(Ald. Keyes, Ald. McDougall, Ald. Vosper opposed)

(6) A By-Law to Authorize the Execution of an Amending Agreement with Marina City Kingston Limited

(FIRST AND SECOND READINGS) (PROPOSED NO. 7208)
Clause 19, Report No. 127

FIRST READING - CARRIED 13:2
(Ald. Travers, Ald. Vosper opposed)
SECOND READING - CARRIED 12:3
(Ald. McDougall, Ald. Travers, Ald. Vosper opposed)

(7) A By-Law to Authorize the Execution of an Agreement with Gore and Storrie Ltd., (Engineering Service: Okill Street Pumping Station - Fourth Pumping Unit)

(THREE READINGS) (PROPOSED NO. 7209)
Clause 12, Report No. 120

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(8) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 1, Report No. 121)

(THREE READINGS) (PROPOSED NO. 7210)
Clause 1, Report No. 121

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(9) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Parking Requirements Senior Citizen Apartments)

(THREE READINGS) (PROPOSED NO. 7211)
Clause 1, Report No. 122

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(10) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Parking Requirements Senior Citizen Apartments)

(THREE READINGS) (PROPOSED NO. 7212)
Clause 1, Report No. 122

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(11) A By-Law to Authorize the Execution of an Agreement with Freebro Leaseholds Limited (Development of 3.449 Acres on North Side of Princess Street Adjacent to Alcan)

(THREE READINGS) (PROPOSED NO. 7213)
Clause 10, Report No. 122

FIRST READING - CARRIED 11:4
(Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Webb opposed)
SECOND READING - CARRIED 11:4
THIRD READING - CARRIED 11:4
(Ald. Blaney, Ald. Hagerman, Ald. Keyes, Ald. Webb opposed)

(12) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Rezone 3.449 Acres on North Side Princess Street Adjacent to Alcan from 'M2' (Limited Heavy Industrial) to 'C2' (General Commercial) with Exception to Permit a Maximum Height of 48 Feet)

(THREE READINGS) (PROPOSED NO. 7214)
Clause 10, Report No. 122

FIRST READING - CARRIED 11:4
(Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Webb opposed)
SECOND READING - CARRIED 11:4
THIRD READING - CARRIED 11:4
(Ald. Blaney, Ald. Hagerman, Ald. Keyes, Ald. Webb opposed)

(13) A By-Law to REPEAL By-Law No. 7166, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Rezone 3.144 Acres on North Side of Princess Street Adjacent to Alcan from M2 (Limited Heavy Industrial) to C2 (General Commercial)"

and to REPEAL

By-Law No. 7164, "A By-Law to Authorize the Execution of an Agreement with Freebro Leaseholds Limited (Development of 3.144 Acres on North Side of Princess Street in front of Alcan Canada Products Property)"

(THREE READINGS) (PROPOSED NO. 7215)
Clause 10, Report No. 122

FIRST READING - CARRIED 13:2
(Ald. Keyes, Ald. Webb opposed)
SECOND READING - CARRIED 12:3
THIRD READING - CARRIED 12:3
(Ald. Blaney, Ald. Keyes, Ald. Webb opposed)

BY-LAWS (cont'd)

(14) A By-Law to Authorize the Execution of an Agreement with Alex Lillis for the Disposal of Sewage Sludge (Contract 71-15W)

(THREE READINGS) (PROPOSED NO. 7216)
Clause 4, Report No. 124

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(15) A By-Law to Amend By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours" (Amend Rotation Schedule)

(THREE READINGS) (PROPOSED NO. 7217)
Clause 4, Report No. 126

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(16) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston (Grant of Easement for Underground Cable Installation in McCullough Park)

(THREE READINGS) (PROPOSED NO. 7218)
Clause 10, Report No. 127

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(17) A By-Law to Amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" (Revision No. 7)

(THREE READINGS) (PROPOSED NO. 7219)
Clause 11, Report No. 127

FIRST READING - CARRIED 14:1
SECOND READING - CARRIED 14:1
THIRD READING - CARRIED 14:1
(Ald. Keyes opposed)

(18) A By-Law to Amend By-Law No. 7202, "A By-Law to Adopt a Capital Budget for the City of Kingston (1972-1976)" (Presubmission Revision No. A)

(THREE READINGS) (PROPOSED NO. 7220)
Clause 14, Report No. 127

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(19) A By-Law to Authorize the Execution of an Agreement with J. D. Lee Engineering Limited (Sewer Camera Inspection: Strathcona Park Area)

(THREE READINGS) (PROPOSED NO. 7221)
Clause 16, Report No. 127

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(20) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 1, Report No. 116)

(THIRD READING) (PROPOSED NO. 7182)
Clause 1, Report No. 116

THIRD READING - CARRIED 15:0

(21) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervison and Control of Such Parking Meters" (Clause 1, Report No. 116)

(THIRD READING) (PROPOSED NO. 7183).
Clause 1, Report No. 116

THIRD READING - CARRIED 15:0

(22) A By-Law to Amend By-Law No. 3001, "The Building By-Law of the City of Kingston" (Additional Deposit Requirement for Building Addition Valued at $10,000.00 or More)

(THIRD READING) (PROPOSED NO. 7184)
Clause 2, Report No. 119

THIRD READING - CARRIED 15;0

(23) A By-Law to Authorize the Execution of an Amending Agreement with Kingston General Hospital (Closing of Okill Street: Revise Time for Conveyancing of Certain Land by Kingston General Hospital)

(THIRD READING) (PROPOSED NO. 7191)
Clause 6, Report No. 120

THIRD READING - CARRIED 15:0

(24) A By-Law to Amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employement of Employees of the Corporation of the City of Kingston" (Lieu Day: Christmas)

(THIRD READING) (PROPOSED NO. 7192)
Clause 8, Report No. 120

THIRD READING - CARRIED 15:0

(25) A By-Law to Authorize the Construction of a Concrete Sidewalk on the South Side of Bath Road from Palace Road to Sir John A. Macdonald Boulevard (General Rate)

(THIRD READING) (PROPOSED NO. 7163)
Clause 12(A), Report No. 110

THIRD READING - CARRIED 15:0

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Keyes,

That the condolances of Council be expressed to the Family of the Late Mr. Harold W. Davis, a former Chairman of the Community Memorial Centre Board.

CARRIED

MOTIONS (cont'd)

(2) Moved by Ald. Matthews,
Seconded by Ald. Keyes,

That the condolences of Council be expressed to Mr. Howard Mayo on the death of his Mother.

CARRIED

The following Notice of Motion was received:

(3) Moved by Ald. McDougall,
Seconded by Ald. Blaney,

In order that the full import of the endorsement by a majority of this Council of the second motion in Report Number 127 of the Committee on Finance and Accounts may be made clear to all citizens, it is hereby stated that this Council has just decided that it endorses the discriminatory application of the corporate income tax upon Bell-Canada and that we do so with the clear realisation that we put an unnecessary and discriminatory burden upon all citizens of Kingston who make use of telephone service.

Referred to the Finance and Accounts Committee

(4) Moved by Ald. Timmins,
Seconded by Ald. Travers,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:54 P.M.

(L.S.)

(signed) *T. J. McKibbin,*
CLERK-COMPTROLLER

(signed) *E. V. Swain,*
MAYOR

Local Govt

CITY COUNCIL MEETING NO. 24

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, December 13, 1971, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(111) From the Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to October 31, 1971.

(Note: Copy of statement distributed to each member of Council)

(112) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to October, 1971, inclusive:

		1970 Jan.-Oct.		1971 Jan.-Oct.
REVENUE:		$412,616.		$388,701.
EXPENDITURES:				
Total Operating Expenses:		$653,342.		$660,547.
Less Revenue:	(-)	$412,616.	(-)	$388,701.
Net Operating Deficit:		$240,726.		$271,846.
Plus:				
Pro-Rated Debenture Charges	(+)	80,646.	(+)	81,750.
D.H.O. Survey (KPTS Share)	(+)	5,830.		-
New Routes & Services - Promotion etc.		-	(+)	3,066.
Assets Purchased from Current Revenue		-	(+)	2,850.
Total Deficit for Period		$327,202.		$359,512.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro rated.
3) Present Fare Schedule has been in force
    (a) Adults since 2nd July, 1969.
    (b) Students since 1st September 1968.
4) March 1970 - "Transit Month".
5) Reduced Service introduced 1/3/71 as recommended by D.L.C.
6) New Routes & Transfer Point introduced 3/5/71.
7) Restricted Evening Service introduced 1/9/71.

MINUTES

That the minutes of City Council Meeting No. 22, held November 22, 1971, and City Council Meeting No. 23, held November 24, 1971 be adopted as printed.

COMMUNICATIONS

To be Filed:

(447) From Mr. C. J. S. Apps, Minister of Correctional Services acknowledging receipt of Council's resolutions (R.117(1) and (2)71) concerning subsidies for burial of Indigents and for Incentive Works Programs.

(448) From the City of London notifying that the resolution (R.92(2)71) General Welfare Assistance submitted by the City of Kingston was not endorsed.

(449) Notice that the Ontario Municipal Board has set Thursday, January 20th, 1972, at 10:00 a.m., for a hearing on By-Law No. 6806, Sydenham Ward Urban Renewal.

(450) From Mr. Vincent A. Martin, Hardtman and Martin, Barristers and Solicitors, reporting his attendance at the Ontario Municipal Board Hearing for Zoning - Weller Avenue held in Kingston on November 17th, 1971 at 2:00 in the City Hall Council Chambers and stating that the two Board Members after hearing the evidence and argument on the matter reserved the decision and advised that we would be hearing from them in due course.

To be Referred to the Public Works Committee:

(451) From the Ontario Water Resources Commission submitting a copy of a report on the polluting effects of deicing salt and snow disposal prepared by staff of the Ontario Water Resources Commission and requesting the cooperation of municipalities to make every effort to eliminate the unnecessary losses of road salt and to minimize the discharge of waste materials from snow disposal areas.

(452) From the Ontario Good Roads Association enclosing Programme Information for the Ontario Good Roads Association 78th Anniversary Convention to be held February 21st, 22nd and 23rd, 1972 and also enclosing Membership Fee Invoice for City of Kingston for 1972 in the amount of $50.00

(453) From Mr. W. Williamson, P. Eng., Assistant Director, Department of the Environment, Waste Management Branch concerning letter from Dr. J. H. Brown, Professor of Mineral Engineering, Queen's University, Kingston, dated April 20th, 1971 for approval from the Branch for a proposed Waste Separation and Disposal Plant in Kingston. This letter provides Preliminary Approval to the project concept and is addressed to the City of Kingston in view of the present uncertainty as to the identity of the eventual owner/operator of the plant and outlining some aspects which will require further consideration when detailed planning is completed.

To be Referred to the Public Works Committee and the Chief Building Inspector:

(454) From Mr. Ernest A. Cromarty, Architect, submitting Drawings #7024-A1 Site Service Plot Plan dated November 1971 and #7024-A2 Site Service Details dated November 1971 for Shopping Plaza on Bath Road (former Gilmour Property) and requesting confirmation in writing that the building locations and services meet the City requirements as indicated.

To be Referred to the Fire, Legislation and Housing Committee:

(455) From the City of St. Catharines, requesting that their following resolution be endorsed:

> *"WHEREAS The Public Health Act respecting municipal swimming pools was amended on March 15th, 1971.*
>
> *AND WHEREAS certain of the requirements of the regulations made under the said Act, including the imposed bather loads, soap showers, extra staff, and additional deck equipment, are unrealistic and in some cases impossible to control,*

COMMUNICATIONS (cont'd)

(455) (cont'd)

> *AND WHEREAS the City Corporation is required to comply or close its pools and also can be held criminally negligent in event of a tragedy if the regulations are not followed to the letter of the law.*
>
> *THEREFORE BE IT RESOLVED that the Ontario Government and the Minister of Health be petitioned to review with municipal authorities, the present legislation governing the operation of municipal swimming pools so that legislation can be changed to be more realistic and practical."*

(456) To be Referred to The Kingston Planning Board:

From Mr. A. Syed, Subdivisions Section, Community Planning Branch, Department of Municipal Affairs notifying of the approval of the draft plan of subdivision for Headway Corporation Ltd. - Weller Avenue, on the north side of Weller Avenue, submitting a list of the conditions of approval, and requesting a report on the fulfilment of the conditions.

(457) From Buy-Rite Gasoline Co. Ltd., 5 Cataraqui Street, Kingston, Ontario, a Zoning Application requesting a zoning amendment from R2 - Residential to C2 - Commercial to rebuild the service station which was destroyed by fire at 295 Concession Street.

To be Referred to the Social Services Committee:

(458) From the City of Belleville, requesting that their following resolution be endorsed:

> *"WHEREAS the Government of Ontario assumes financial responsibility for all infants born to unmarried mothers;*
>
> *AND WHEREAS in all other cases where a child is taken into care by the Children's Aid Society the municipality in which the child was taken into care is financially responsible for 40 per cent of the care, maintenance, and supervision of the said child;*
>
> *AND WHEREAS hospitals and provincial police headquarters are usually situated in county towns and major centres of population;*
>
> *AND WHEREAS this results in some children who would otherwise be a charge against their home communities becoming a liability of the county towns and major centres;*
>
> *THEREFORE BE IT RESOLVED THAT the Department of Social and Family Services through its Child Welfare Branch be urged to seek amendments to legislation to remove this inequitable burden."*

To be Referred to the Parks, Recreation and Property Committee:

(459) From the City of Belleville, requesting that their following resolution be endorsed:

> *"WHEREAS there is now a serious problem in the shortage of parklands and land for recreational purposes on the north shore of Lake Erie;*
>
> *AND WHEREAS a similar problem exists in the shortage of lands for park and recreational purposes on the north shore of Lake Ontario and especially on the shores of the Bay of Quinte;*

COMMUNICATIONS (cont'd)

(459) (cont'd)

> *AND WHEREAS there is a growing tourist industry in Ontario, a large earner of foreign currency, it is important to develop such an industry (these are two of the largest sources of foreign income in Canada);*
>
> *THEREFORE BE IT RESOLVED THAT the Ontario Provincial Government acquire as speedily as possible additional lands for public recreational purposes along the north shore of Lake Ontario and also along the shores of the Bay of Quinte."*

To be Referred to the Parks, Recreation and Property Committee and the Kingston Community Memorial Centre Board:

(460) From the Ontario Department of Labour concerning the structural adequacy of municipal arenas and other buildings in the community to withstand snow load accumulations on roofs. The Safety and Technical Division of the Ontario Department of Labour urges all municipal officials to assure that arenas and other buildings are carefully checked by qualified professional engineers, and to assure that the structures meet safety requirements of the National Building Code of Canada.

Which Has Been Referred to the Finance and Accounts Committee:

(461) From the Kingston Public Library submitting the following resolution:

> *"...that a letter be sent to City Council informing the members that in order to maintain the present level of library services to meet the increasing demands by the public, additional facilities are now required by either expansion on the present Main library site or by building a new enlarged structure elsewhere. Thus the Library Board is vitally concerned with the disposition of the Notre Dame Convent property."*

To be Referred to the Finance and Accounts Committee:

(462) From The Children's Aid Society of the City of Kingston and County of Frontenac expressing the opinion that there should be more Day Care Centres in other parts of the city and that each Centre should serve a cross section of children from all social and economic groups.

(463) From the City of Windsor, requesting that their following resolution be endorsed:

> *"That the Minister of Transport be advised that in the opinion of this Council the maximum permissible contributions from the railway grade crossing fund as set down by the Canadian Transport Commission, are totally unrealistic and should be again immediately reviewed with a view to amending them substantially upward in the light of today's costs and the necessity of grade separations in so many urban municipalities across the country."*

(464) From the City of Welland, requesting that their following resolution be endorsed:

> *"WHEREAS the Federal Municipal Grants Act provides for certain downward adjustments in the calculation of grants payable in lieu of taxes to local municipalities and whereas this is not equitable to other municipal taxpayers.*

COMMUNICATIONS (cont'd)

(464) (cont'd)

THEREFORE BE IT RESOLVED that the Government of Canada be requested to amend their Municipal Grants Act to provide grants in lieu of taxes equivalent to taxes levied on all assessments subject to full taxation."

(465) From the City of Welland, requesting that their following resolution be endorsed:

"WHEREAS school rates of any description must be excluded from calculations on certain Provincial Government properties subject to the payment of a grant in lieu of taxes; and

WHEREAS, this is not equitable to other municipal taxpayers;

THEREFORE BE IT RESOLVED that the Provincial Government of Ontario be requested to amend their legislation to provide grants in lieu of taxes equivalent to taxes levied on all assessments subject to full taxation and in a similiar manner relating to properties owned by the Hydro Electric Power Commission of Ontario."

(466) From the City of Welland, requesting that their following resolution be endorsed:

"WHEREAS the Federal and Provincial Governments raise their revenue chiefly from sources which vary directly with economic activity; and

WHEREAS revenue yields automatically increase during inflationary periods without an increase in rates; and

WHEREAS Municipal governments rely chiefly on realty taxes and rising costs must be met by increasing the mill rate on assessed property;

THEREFORE BE IT RESOLVED that for municipalities to receive a meaningful distribution of the tax dollar, the Federal-Provincial-Municipal tax system should be redesigned in a comprehensive and co-ordinated manner and that the Provincial Government be urged to continue their study in order to improve the existing system."

To be Referred to the Public Utilities Commission:

(467) From the City of Welland, requesting that their following resolution be endorsed:

"WHEREAS water pollution control and costs thereof are substantially determined by the Ontario Water Resources Commission and

WHEREAS these costs are becoming a considerable item in local government budgets,

THEREFORE BE IT RESOLVED that the Province of Ontario be asked to amend its grant regulations so as to provide a 75% subsidy on all costs involved in all matters of water management, including water supply, water control and water quality."

PETITIONS

REPORTS

REPORT NO. 121

To the Mayor and Members of Council   Kingston, December 7, 1971

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide-
   (a) that parking be prohibited on the east side of Macdonnell Street from Princess Street to North Bartlett Street;
   (b) that parking be prohibited in the following locations:
      (i) Division St.-west side- from Clergy St. northerly 35 feet;
      (ii) Union St. - south side - from Barrie St. westerly 44 feet;
      (iii) Union St. - south side - from Arch St. easterly 34 feet;
      (iv) Union St. - north side - from Barrie St. westerly 33 feet;
      (v) University Ave. - east side - from 30 feet north of Stuart St. northerly 20 feet.

2. WHEREAS the City of Kingston has a by-law to prohibit the parking of vehicles on all City streets between the hours of 1:00 a.m. and 7:00 a.m. during the winter months to ensure that after a snowfall parked vehicles do not obstruct or lessen the efficiency of ploughing of snow to the sides of roadways before traffic and parking demands begin to increase in the morning, particularly on major traffic arteries, and to enable snow to be efficiently removed from all streets at a time when traffic and parking demands are at a minimum;

   AND WHEREAS the efficiency of snow clearing on major roads can be increased for the benefit of citizens when certain snow conditions exist by authorizing the Mayor or other official to proclaim over radio and television stations that a "Snow Emergency Condition" exists and parking is prohibited on designated streets until further notice, as is done in some municipalities where the provisions of Section 116(10) of The Highway Traffic Act apply;

   AND WHEREAS The Highway Traffic Act R. S. O. 1970, c.202, s. 116(11) provides that the provisions of Section 116(10) of the Act dealing with clearing of snow from the highway do not apply to a portion of a highway where a municipal by-law is in force to prohibit or regulate parking in such a manner as to interfere with the clearing of snow from the highway;

   AND WHEREAS the Council of the City of Kingston believes the efficiency of snow clearing and snow removal can be increased in municipalities by having both a by-law to regulate parking during the winter months and a procedure for declaring that parking is prohibited on designated streets until further notice when certain snow conditions exist;

   THEREFORE BE IT RESOLVED that the Province of Ontario be requested to amend The Highway Traffic Act to provide that in a municipality where a by-law is in force to prohibit or regulate parking or standing on a portion of a highway in such a manner as to interfere with the clearing of snow from the highway, the Mayor or Police Chief may proclaim that the provisions of Section 116(10) of The Highway Traffic Act apply to designated streets in accordance with a procedure approved by the municipal council;

2. (cont'd)

-and-

that this resolution be sent to other municipal councils for their endorsation and support.

3. That the account of the Sherwin-William Company of Canada Limited in the amount of $667.80 for supply of 300 gallons of white traffic paint, be paid.

Respectfully submitted,

(CHAIRMAN)

REPORT NO.122

TO THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, Nov.25/71.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Ontario Housing Corporation has requested the City to investigate parking requirements for senior citizen apartments under the City zoning by-laws, with a view to reducing them; and,

   WHEREAS in the opinion of Planning Board, the requirement of at least one parking space per dwelling unit is excessive and results in construction of unused parking areas which could be better used for other purposes; and,

   WHEREAS such reduction in senior citizen parking requirements is in conformity with the Official Plan approved and in force and with Official Plan Amendment No. 59 now before the Minister of Municipal Affairs;

   THEREFORE BE IT RESOLVED that Zoning By-Law 3077 be amended to add:

   (a) The following definition:

   "Senior Citizen Apartment shall mean a dwelling unit of one or more rooms together with private lavatory accommodation and a kitchen, designed and used for exclusive residential use by one or two elderly persons of low income.".

   (b) The following to "Off-Street Parking", Section 9.4.7:

   "The following parking spaces shall be provided for Senior Citizen Apartments; one parking space for each of the first two units plus one space for each additional four dwelling units.".

   And that Zoning By-Law 3078 be amended to add the following to "Off-Street Vehicle Parking Facilities" - Section 20:

   "Senior Citizen Apartments - one parking space for each of the first two units plus one space for each additional four units.".

2. That Council does hereby certify that By-Law NO. _______ "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Parking Requirements Senior Citizen Apartments)" and By-Law No. _________, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931, and 1952 Annexation Areas' (Parking Requirements Senior Citizen Apartments)" is in conformity with the Official Plan approved and in force in the City of Kingston and with proposed Amendment No. 59 approved at the Council Meeting on November 23rd 1970 but not yet approved by the Minister.

3. That in connection with zone changes involving proposal calls:

   (a) The principal should be made a party of the application for the zone change or official plan change.

(b) Where there is a proposal call there should be consultation with the City in the preparation of the proposal call specifications and in the appraisal of the proposals submitted as to how the proposal fits in with the proposals of the City as set out in the official plan.

(c) A copy of this resolution be sent to Ontario Housing Corporation, Ontario Student Housing Corporation, Department of Public Works and the Honourable C.J.S. Apps, Minister of Correctional Services for their consideration.

4. That the Minister of Public Works (Ontario) and The Honourable C.J.S. Apps, Minister of Correctional Services, be advised that with regard to the procedure used by the Department of Public Works for the construction of a Provincial Office Building in the City of Kingston, the City regrets that:

(a) Specifications e.g. parking requirements effectively excluded a central location which the City believes could have been preferable.

(b) There was no consultation with the City on planning considerations.

5. That the following resolution of the City of Peterborough be endorsed:

"WHEREAS the Province of Ontario commissioned and received a report by Mr. Matthew B. M. Lawson, Consultant to the Department of Municipal Affairs entitled 'The Maintenance of Property - A Program for Ontario';

AND WHEREAS the Minister of Municipal Affairs has requested that municipalities consider the proposals contained in the said report;

AND WHEREAS the Council of the Corporation of the City of Peterborough has received a detailed review of the report by its Planning Board in consultation with other municipal departments and agencies;

NOW THEREFORE BE IT RESOLVED THAT with respect to the proposals contained in the Lawson Report the Province be urged to:

(a) introduce Province-wide legislation of such a nature that the legislation enables municipalities to execute the prime responsibilities in property maintenance but enables the Province to arrange for such maintenance, wherever practical, and in full consultation of other municipalities concerned, of other municipalities who do not wish to or who are unable to discharge these responsibilities;

(b) introduce legislation of the above nature not later than the end of 1972."

6. That, subject to the concurrence of the Fire, Legislation and Housing Committee, the Building Inspector be given a directive to enforce the amendment to the zoning by-law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' re area requirements Zones C, Cc, D and E, which was given third reading by Council on November 22nd 1971, subject to the concurrence of the Fire, Legislation and Housing Committee.

NOTE: The authority for this action is contained in Section 19(2) of the Planning Act.

7. That the Ontario Municipal Board be requested to give early consideration to the holding of a hearing on the appeal of Headway Corporation Limited on By-Law No. 6958, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931, and 1952 Annexation Areas' (Headway Corporation Subdivision Site on Weller Avenue: R3 Special Zone)" with respect to the development of Ontario Housing Corporation units on Weller Avenue and that the Minister of Municipal Affairs also be notified that the City has made this request.

NOTE: By telephone the Clerk-Comptroller has been advised that a hearing date has been set for January 17th 1971, at 2 p.m.

December 9, 1971.

8. WHEREAS Queen's University has made application to amend the 'A' Agricultural restrictions of Zoning By-Law 3078, as it applies to the West Campus Development, to increase the maximum permissible height to 160 ft. or sixteen storeys for a 7.0 acre more-or-less parcel and to reduce the minimum rear yard to 35 feet along the westerly wall of the stadium where it lies adjacent to the westerly property boundary for a distance of 270 feet more-or-less; and

WHEREAS the application conforms to the existing official plan approved and in force and to Official Plan Amendment No. 59 now before the Minister of Municipal Affairs; and,

WHEREAS in the opinion of Planning Board the increased height is appropriate to the development; and,

WHEREAS higher standards of buffering in the form of additional trees and fencing make the reduced rear yard acceptable;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions:

(1) The applicant enter into a site plan agreement whereby the applicant undertakes not to commence construction until Planning Board and City Council have approved the site plans.

(2) The applicant agrees to file a grading and landscaping plan for the westerly property boundary of the campus satisfactory to the City and agrees to implement said plan prior to January 1, 1973.

(3) That the parking charges be included in the rent for the residential buildings.

BE IT FURTHER RESOLVED that after the aforementioned conditions have been met, that Zoning By-Law 3078 be amended to allow -

(a) an increase in the maximum height limit to 160 ft. or 16 storeys on a site of 7.0 acres more-or-less; and,

(b) a decrease in the minimum rear yard to 35 ft. for a distance of 270 feet more-or-less along the west boundary of the campus;

All as shown on a plan entitled Queen's University West Campus Development, by J. D. Lee Engineering Ltd., Drawing No. 1030 C, Scale: 1" = 100 ft.

9. That Council does hereby certify that By-Law No. _______, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Queen's University, West Campus Development - Exception: maximum height limit and rear yard)" is in conformity with the Official Plan approved and in force in the City of Kingston and with proposed Amendment No. 59 approved at the Council Meeting on November 23rd 1970 but not yet approved by the Minister.

10. WHEREAS on October 14, 1971, the Planning Board recommended for approval an application by Freebro Leaseholds Limited to amend the Official Plan from Industrial to Commercial and to amend Zoning By-Law 3078 from M2 Industrial to C2 Commercial on a 3.144 acre site being the westerly 290 feet of Princess Street frontage of the Aluminum Company of Canada Limited property to allow a four-storey office building to be occupied by the Ontario Department of Public Works; and,

WHEREAS on October 25, 1971 Council passed By-Law No. 7166 which amended By-Law 3078 to permit the Freebro proposal; and,

WHEREAS the Department of Public Works have now requested that the building be slightly larger (62,200 square feet instead of 55,000 square feet) which consequently requires more parking and a greater land area; and,

WHEREAS Freebro Leaseholds Limited are acquiring from the Aluminum Company the additional land needed to accommodate the enlarged project; and,

WHEREAS in the opinion of the Board the enlargement is minor and does not affect the principle of the change of land use already recommended for approval;

BE IT RESOLVED that the request of Freebro Leaseholds Limited as set out in a letter dated December 3rd 1971 be approved subject to the following conditions:

(1) That a development agreement be entered into between the City and the applicant which, in addition to the City's standard requirements in respect to municipal services, will provide for fire hydrants and water supply to the standard of Municipal Fire Protection of the Canadian Underwriters Association and suitable access for emergency fire vehicles.

(2) That the site and elevation plans prepared by Ala-Kantti, Liff, Stefaniszyn, Architects, Ottawa, dated November 1971, Scale 1" = 30 ft., be attached to the amending zoning by-law; and

BE IF FURTHER RESOLVED that after the above conditions have been met that Zoning By-Law 3078 be amended from M2 (Industrial) to C-2 (Commercial) with exception to permit a maximum height of 48 feet, on a 3.449 acre parcel of land being the westerly 290 ft. of the Princess Street frontage of the property of the Aluminum Co. of Canada Ltd. as shown on a plan of survey by James A. Minnes, O.L.S. dated December 9th 1971.

-and-

That By-Law No. 7166, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Rezone 3.144 acres on North Side of Princess Street adjacent to Alcan from M2 (Limited Heavy Industrial) to C2 (General Commercial) passed on October 25th 1971 be repealed.

- and -

That By-Law No. 7164, "A By-Law to Authorize the Execution

of an Agreement with Freebro Leaseholds Limited (Development of 3.144 acres on North Side of Princess Street in front of Alcan Canada Products Property) passed on October 25th 1971 be repealed.

11. That Council does hereby certify that By-Law No. ________, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Rezone 3.449 acres on North Side Princess Street Adjacent to Alcan from 'M2' (Limited Heavy Industrial) to 'C2' (General Commercial) with Exception to permit a Maximum Height of 48 feet)" is in conformity with the Official Plan approved and in force in the City of Kingston and with Amendment No. 59 which has been approved by Council but not yet approved by the Minister both as amended by proposed amendment No. 62 approved by Council on October 25th 1971.

12. That the Planning Board agrees with the Finance Committee that the enforcement of By-Law No. 7172, "A By-Law to Amend By-Law No. 3078, 'A Restricted Area(Zoning) By-Law for the City of Kingston (Area Requirements: Zones C, Cc, D and E)" be deferred and that Public Notices of the proposed By-Law should be given in the local press by insertion of an advertisement once a week for three successive weeks, advising people who were adversely affected by the provisions of this by-law to submit their objections within 21 days from the first day of publication and that any objections received be referred to the Planning Board for consideration and recommendation to Council.

Respectfully submitted,

REPORT NO. 123

Kingston, Ontario,
December 3, 1971.

To the Mayor and Members of Council:

The Rideaucrest Home Committee reports and recommends as follows:

1. That the account of Londry's Drugs Limited, in the amount of $542.36, for drugs and medical supplies for the months of August, September and October 1971 be approved for payment.

2. That, as recommended by the Department of Social and Family Services, Homes for the Aged Branch, in their Home Supervisor's Report on Rideaucrest Home dated November 9th, 1971, the last paragraph of the City's form entitled "Rideaucrest Home for the Aged Applicant's Financial Undertaking" be deleted, since the provisions of this paragraph constitute a violation of the Regulations made under the Homes for the Aged Act, which provide that any accumulated sum remaining from pocket allowances paid to residents cannot be applied to maintenance charges which remain unpaid at the date of a resident's death or discharge from the Home.

3. That, as recommended by the Purchasing Agent, the acceptance of tenders in part for those items as indicated in Summary of Tender No. 71-46, being the lowest or one of the lowest tenders received for food for the Rideaucrest Home for the months of January, February and March, 1972 be approved.

   NOTE: Summary of Tender No. 71-46 distributed to all members of Council with the Council Agenda.

Respectfully submitted,

(CHAIRMAN)

The Rideaucrest Home Committee may present the following clause:

4. That the account of Eaton's Contract Sales for new furnishings for Rideaucrest Home (1 wheeled stretcher, 20 invalid tables and 6 overbed tables), in the amount of $1,094.47, as a charge against Capital Expenditures, be approved for payment.

   NOTE: Subject to 50% subsidy. There is provision for this expenditure in the 1971 Budget.

Public Works Report No. 124

December 6, 1971.

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the following accounts be paid -

The George A.Wright & Son Machine Works Limited - $607.80 - repairs to Grader #205

Revco Limited - $555.66 - replacement speed reducer for sewage treatment plant

Northern Electric Company Limited - $578.75 - miscellaneous electrical supplies

The Sherwin-Williams Co. of Canada Limited - $521.51 - 4-45 gal. drums of linseed oil and 4-45 gal. empty drums

Haldane Electric Supply Limited - $1155.68 - miscellaneous electrical supplies

2. That the following resolution of the City of Windsor be endorsed -

That inasmuch as present penalties under existing legislation for dumping harmful and dangerous chemicals into municipal sewage systems are grossly inadequate, and in view of the heavy costs which could be incurred to repair damage caused by chemicals to sewage treatment equipment, the Provincial Government be urged to amend the Municipal Act to provide for a substantial increase in the maximum penalty which may be imposed for violations of Municipal By-laws respecting protection of municipal sewage systems, and further that the Ontario Municipal Association and other cities of Ontario be requested to endorse this resolution.

3. That the City assume the full cost of relocating 500' of 2" gasmain in Joseph St from Division St easterly to facilitate the installation of a 54" storm sewer less Department of Transportation and Communications subsidy based on 50% of labour cost leaving a net cost to the City of $5737.50 and that the expenditure be charged to the sewer construction by-law.

4. That the tender of Alex Lillis, 592 Division St., Kingston, to take delivery and dispose of approximately 550,000 gallons of sewage sludge from the Sewage Treatment Plant at a unit price of $0.0044 per gallon for a total of $2420.00, be accepted being the lower tender received.

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No.125

November 24, 1971.

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the account of MacLachlan Lumber Co (Kingston) Ltd., in the amount of $641.37, for miscellaneous supplies, be paid.

2. That, as recommended by the City Hall Renovations Sub-Committee, the Guidelines for the City Hall Renovations Architect, Mr. Harry P.Smith, attached hereto as Schedule 'A', be approved in principle.

3. That, as recommended by the City Hall Renovations Sub-Committee, Mr. Harry P.Smith, Architect for the City Hall Renovations be requested to advise Mr. Peter Stokes, the historical consultant, of the existence of the Committee of Architectural Review and their feelings regarding the preservation of the architectural and historical value of the City Hall and that he be requested to work in liaison with this Committee.

4. That, as recommended by the City Hall Renovations Sub-Committee, the Parking Authority be requested to study the whole matter of parking in the area of the City Hall taking into account the following aspects -

   (a) Staff parking,

   (b) Utilization of the City Hall by the public, and

   (c) The Market and its relation to traffic and parking in the area.

5. That, as recommended by the City Hall Renovations Sub-Committee, Mr. D.R.Fluhrer, Administrator of Parks, Recreation and Property be appointed to provide the liaison between the City and Mr. Harry P.Smith, City Hall Renovations Architect.

Respectfully submitted,

Chairman

Schedule 'A' to City
Council Report No.125

PROPOSED GUIDELINES FOR ARCHITECT FOR CONSIDERATION OF PARKS, RECREATION AND PROPERTY COMMITTEE

That in renovating the City Hall the historical character of the building be maintained by:

A. Preserving the exterior of the building except for the following:

(1) Restoration of the original type entrance with rotunda. This would involve the elimination of the present personnel office and switchboard office.

(2) Subject to availability of space the Basement Area (Ontario Street side) be developed for exhibition space for arts and crafts interests.

(3) The moat be maintained and improved by landscaping.

It should be noted that alterations are necessary to the exterior roof to control ice slipping on to walks below and to control roof leaks.

(4) Restoration of the dome turret and bell and consideration should be given to electric chimes.

B. By refurbishing Memorial Hall with floor restoration, redecoration, improved lighting and improved acoustics, and moving the Council Chambers to Memorial Hall.

If the relocation of the Council Chambers is approved, the relocation of the historic council horseshoe rail should be considered and also the possibility of displaying more of the former mayors' portraits by photographing them and reducing them in size.

C. By restoring the high ceilings in Ontario Hall and retaining them as a visible component.
With low partitions this would be used for office space.

D. By restoring at least one of the old police cells in the basement for use as archive(s).

E. By preserving the clock pendulum and investigating the feasibility of stairs to the dome mezzanine, or alternatively a glass enclosed elevator to go to the dome mezzanine.

F. By preserving the marble stairways and handrails.

That air conditioning, improved lighting, an elevator going to the basement for stationery deliveries and to dome mezzanine, modern heating be provided throughout the building. It is suggested the possibility of obtaining heat from Queen's University Steam Line, or other sources along with our own means be investigated by the Architect.

That the Mayor's office should be of ample size as befitting the dignity of the office.

There should be a private lounge for Council members adjacent to the Council Chambers. [illegible]

The Clerk-Comptroller's office should be of ample size as befitting the dignity of the office.

There should be one large Committee Room for Planning Board Meetings and Public Groups, 750 sq. ft. more-or-less; two committee rooms, 300 sq. ft. more-or-less; and one conference

room (negotiations, staff meetings etc.) 225 sq. ft. more-or-less.

Central Library and records room, possibly on third floor.

Carpeting on floors where feasible.

Fire protection sprinkler system where required by National Building Code.

That the Social Services Department should be in a separate area on the ground floor with kitchen space for homeworkers.

Washrooms: (a) Staff - Exclusive men's and women's facilities should be located in the first and second floor in the core of the main building.

(b) Washroom Facilities - Mayor's office.
- Clerk-Comptroller's office.
- Aldermen's lounge.

(c) Public Washrooms to be provided and should be adjoining the other washrooms on the ground floor. They should be self-contained so that they can be open for longer hours.

Relocate switchboard office to centre of rotunda to serve as information centre. Equipment room location to be checked for adequacy.

That the office space requested by Department Heads as set out on the attached Schedule be reviewed by the Parks, Recreation and Property Committee and the architect.

Small room with telephone for the news media and special Community Organizations.

Consideration should be given to a joining of the second floor of the police station to the main floor of the City Hall and an improved joining of the first floor.

SUMMARY OF SPACE REQUESTS

FOR ARCHITECT'S ANALYSIS

Mayor's Office	400 sq. ft.	
Mayor's Secretary	150 sq. ft.	
Industrial Commissioner	1400 sq. ft.	
Planning	1624 sq. ft.	
Treasury	7226 sq. ft.	
Traffic and Streets **& Parking Authority**	1800 sq. ft.	
Social Services	3300 sq. ft.	
Works Department	3500 sq. ft.	
Clerk-Comptroller (excluding storage)	4519 sq. ft.	(1)
Committee Rooms -		
Large	750 sq. ft.	
2 Medium	600 sq. ft.	
1 Conference Room	225 sq. ft.	
Council Chamber	4400 sq. ft.	
Lounge for Members of Council	500 sq. ft.	
Parks, Recreation and Property -		
Janitor's Room and Storage	353 sq. ft.	
If it is felt that it is necessary for the Administration Offices of the Parks, Recreation & Property Department to be located at City Hall, and additional 1500 sq. ft. will be required to meet present requirements -	1500 sq. ft.	
Public Washrooms		
Women	190 sq. ft.	
Men	190 sq. ft.	
News Media	100 sq. ft.	
Women's Lounge	250 sq. ft.	
Men's Lunch Room	250 sq. ft.	
Employees' Washrooms		
Police Wing - Women	190 sq. ft.	
Men	190 sq. ft.	
City Hall - 1st Floor - Women	190 sq. ft.	
- Men	190 sq. ft.	
City Hall - 2nd Floor - Women	190 sq. ft.	
- Men	190 sq. ft.	
Sink and closet space (2 @ 150)	300 sq. ft.	
Storage Space	5102 sq. ft.	
TOTAL SPACE REQUESTED (including space for Parks Department)	39,769 sq. ft.	
TOTAL SPACE REQUESTED (excluding space for Parks Department)	38,269 sq. ft.	
ESTIMATED AVAILABLE USABLE SPACE		
City Hall, including Police wing	27,272 sq. ft.	
Basement	14,000 sq. ft.	
Third and Fourth floors	3,000 sq. ft.	(2)
TOTAL ESTIMATED AVAILABLE USABLE SPACE	44,272 sq. ft.	

(1) Conference Room listed under Committee Rooms.
(2) Space for Library not included in calculations, but could be on third or fourth floor.

REPORT NO. 126

Kingston, Ontario,
December 9, 1971.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That Council concur in the recommendation of the Board of Directors of Ontario Housing Corporation that the contract for the construction of 50 one-bedroom rent-geared-to-income senior citizens units and 1 two-bedroom caretaker's suite be awarded to Madawaska Homes, Arnprior, Ontario, the units to be constructed adjacent to existing senior citizen units on land owned by Ontario Housing Corporation located on Van Order Drive, north of MacPherson Avenue, being 1.9 acres more or less, part of Block "Z", Calvin Park, Registered Plan No. 1158, at a total cost of $428,972., or $8,412. per unit.

2. That, as recommended by Fire Chief Gibson and Mr. Andrew J. Connidis, Architect, since the new training tower at the Railway Street Fire Station has been built in accordance with specifications and drawings, the holdback fee in the amount of $2,114.32 be released to Emmons and Mitchell Construction Limited.

3. That, as requested by the developer, and as recommended by the Public Works Committee, a by-law be presented to Council to amend the Subdivision Agreement with August S. Marker for the development of Marker Acres Subdivision No. 2 to provide for construction of 406.5 feet of 48" storm sewer rather than 430 feet; and that Drawing No. 1, as revised November 15, 1971, prepared by Campbell Smith Limited, and approved on December 7, 1971 by the City Engineering Department, be substituted for the drawing that now forms part of the Subdivision Agreement.

4. That, as recommended by the Gasoline Advisory Committee, a by-law be presented to Council to amend By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours," to amend the rotation schedule as follows:

   ADD - to Series "D" of Schedules A and B - Pioneer Petroleum, 1006 Princess Street;

   DELETE from Series "E" of Schedule C - Tom's Fina, 32 Queen Street;

   ADD to Series "E" of Schedule C - Coe's Shell, 50 Princess Street.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 127

To the Mayor and Members of Council Kingston, December 8, 1971.

The Committee on Finance and Accounts reports and recommends as follows:

1. That List of Accounts No. 11, dated November 30, 1971, in the amount of $1,645,813.61 for expenditures incurred under proper authorization be confirmed.

   (Note: Copy of List of Accounts distributed to each member of Council with the Finance Agenda.)

2. That NO ACTION be taken on the following Notice of Motion of Ald. McDougall and Ald. Blaney:

   Resolved that this Council deeply deplores the imposition of corporate income tax by the Dominion Government upon Bell Canada, which is a regulated utility. This is in fact, though not in name, a sales tax imposed upon the territory served by this Company.

   Were the Bell Canada territory put upon a footing of equality with those provinces in which telephone service is provided by provincially-owned commissions, then the Company would be able to finance its current needs without a rate increase and with substantial cushion left over for future contingencies. This is discriminatory against this area and is specially to be deplored because it presses heavily upon those of low incomes for whom telephone service is a necessity of their employment.

   And that copies of this resolution be forwarded to other municipalities asking for their endorsement, to the Minister of National Revenue and to the Honourable E. J. Benson the member for this constituency.

3. That the Regular Meeting of City Council scheduled to be held on December 28, 1971, be CANCELLED.

4. That the 1972 Inaugural Meeting of City Council be held on Tuesday, January 4, 1972, at 5:30 p.m.

5. That the unexpended balances in budget appropriations be used to finance over-expenditures for normal and necessary operating expenditures, it being understood that no new equipment will be purchased without specific authority.

6. That, as recommended by the Clerk-Comptroller and the City Treasurer, the tender of Harbour Insurance Services, Agent for Western Assurance Company, to supply a general liability policy in the amount of $1,000,000. in accordance with Tender No. 71-44, for a premium of $20,175. for a three-year policy be accepted, being the lowest tender received, with premium of $6,725.00 payable annually.

   (Note: Two other tenders were received both having premium rate of $22,425. for three years.)

7. That the invoice in the amount of $250.00 for 1972 membership of the City of Kingston received from the Bureau of Municipal Research be authorized to be paid

   - and -

   That provision for this expenditure be made in the 1972 Budget.

   (Note: 1971 Fee was $300.)

8. That, as recommended by the Public Works Committee, application be made for approval of clearing snow from bus stops under the Winter Works Incentive Program at an estimated total cost of $7,880. (Estimated man days = 250.).

9. That, as recommended by the Industrial Commission, the $100,000 which was appropriated in 1971 for land acquisition be placed in a Reserve Fund, pursuant to section 308 of the Municipal Act, for the Acquisition of Industrial Land and related Capital Costs, it being noted that the use of the Reserve Funds shall not be restricted to the acquisition of industrial land in the area north of Counter Street.

Note: 2/3 Vote of Members Present Required.

10. That, as recommended by the Parks, Recreation and Property Committee, a by-law be presented to Council to authorize the execution of an agreement with the Public Utilities Commission to grant them an easement over McCullough Park from the Substation Site southerly and then easterly to Runnymede Road for underground cable installation only and on understanding it will be landscaped to the satisfaction of the Parks, Recreation and Property Administrator.

11. That a by-law be presented to Council to amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975)" to reallocate the following 1971 capital expenditures as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS		
STORM SEWERS		
- Separation - Area "C" Phase VI *(Provides Quota of $332,437.)*	$10,000.	-
- Unallocated *(Reduces Quota to $Nil.)*	-	$ 3,490.
GENERAL RATE PROJECTS		
Parks, Recreation & Property Committee:		
- Golf Course *(Provides Quota of $170,000.)*	$50,000.	-
Public Works Committee:		
- Garbage Disposal - Pulverizer, Buildings & Land, etc. *(Reduces Quota to $201,338.)*	-	$96,510.
Fire Department:		
- Replacement for 1954 King Seagrave Pumper *(Provides Quota of $40,000.)*	$40,000.	-

- and -

to reallocate the following 1972 Capital Expenditures in the 1971-1975 Capital Budget:

	Decrease
GENERAL RATE PROJECTS	
Parks, Recreation and Property:	
- Golf Course *(Reduces Quota to $Nil.)*	$50,000.
Fire Department:	
- Replacement for 1951 LaFrance *(Reduces Quota to $Nil.)*	$38,000.

12. That a by-law be presented to Council to Authorize the Borrowing Upon Debentures ofthe sum of $40,000.00 for the purchase of a new triple combination fire pumper and to authorize its purchase.

13. That a by-law be presented to Council to authorize the construction of Phase III of the Golf Course at an estimated cost of $50,000. to provide:

(a)	Clubhouse	$20,000.
(b)	Sewer, Water and Power (Including Flood Lighting of Parking Lot and Clubhouse Area)	10,000.
(c)	Equipment Storage & Repair Shop	6,000.
(d)	Mobile Home (Including Power, Sewer & Water)	14,000.
	Total to be debentured:	$50,000.

14. That a by-law be presented to Council to amend By-Law No. 7202, "A By-Law to Adopt a Capital Budget for the City of Kingston (1972-1976)" to reallocate the following 1974 and to allocate the following 1976, capital expenditures as follows:

	1976 Increase	1974 Decrease
GENERAL PROJECTS		
Public Works Committee:		
- Water Pollution Control Plant - Secondary Treatment	$2,750,000.	$2,750,000.
Public Library Board:		
- New Library Building	250,000.	-
Total	$3,000,000.	

15. That, as recommended by the Public Works Committee, By-Law No. 7199, "A By-Law to Authorize the Resurfacing of Certain Streets (General Rate)" be amended on third reading to:

(a) delete the following streets from the schedule of proposed work:

Division – Brock to Johnson
Earl – Clergy to Barrie
Johnson – Barrie to Clergy
King – Yonge to Sir John A. Macdonald
King – Sir John A. Macdonald to Ellerbeck
West – Ontario to Bagot
William – Bagot to Clergy
William – Division to University

(b) substitute the following streets therefor in the schedule of proposed work:

Princess – Frontenac to Alfred
College – Union to Churchill Cr.
Traymoor – Union to Hill
Hill – Willingdon to College
Stephen – Division to Montreal
Bagot – Gore to Johnson
Pembroke – King to Union
Clarence – Bagot to Ontario

since there is no record of paving being done as a local improvement on the streets being deleted.

(Note: No Revision to cost estimates.)

16. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with J. D. Lee Engineering Limited to provide engineering services to the City of Kingston for a sewer camera inspection and report of approximately 3,000 lineal feet of storm and sanitary sewers in Strathcona Park area at an estimated cost of $2,800. as a basis for later corrective measures,

- and -

That the following budget appropriation amendment be approved in order to provide the necessary funds for the work:

	Increase	Decrease
PUBLIC WORKS		
GENERAL ADMINISTRATION		
- Consultants	$2,800.	-
ENGINEERING		
- Salaries	-	$2,800.

17. That, as requested by the Public Utilities Commission, the following budget appropriation amendment be approved in order to provide additional working funds to cover the estimated increase in the Transit Department Operating Deficit for 1971:

	Increase	Decrease
TRANSIT SYSTEM		
- Operating Deficit	$30,000.	-
FINANCE AND ACCOUNTS		
- Contingencies	-	$30,000.

18. That Dr. D. G. Cunningham be appointed as the City of Kingston representativ on the Board of Arbitration to hear the Howie grievance.

19. That a by-law be presented to Council to authorize the execution of an agreement with Marina City Kingston Limited, to amend the agreement with Etron Limited, as Trustee for Marina City Kingston Limited, dated June 22, 1970, in accordance with Schedule "A" attached hereto.

Respectfully submitted,

(CHAIRMAN)

SCHEDULE "A" TO BY-LAW NO. ______

THIS AGREEMENT made in triplicate dated the 13th day of December, 1971, amending the Agreement between the Parties dated the 22nd day of June, 1970.

B E T W E E N:

MARINA CITY KINGSTON LIMITED,
an Ontario Private Company with
head office at the City of Kingston
(hereinafter called the "Company")

OF THE FIRST PART

- and -

THE CORPORATION OF THE CITY OF KINGSTON,
with head office at the City of Kingston
(hereinafter called the "City")

OF THE SECOND PART

WHEREAS the City entered into an agreement dated the 22nd day of June A.D., 1970, with Etron Limited acting as Trustee for Marina City Kingston Limited;

AND WHEREAS under Section 32 of the said agreement the proposed site plan development has become inoperative;

AND WHEREAS certain other conditions have been fulfilled and are no longer applicable;

AND WHEREAS both parties are agreed that it is desirable to execute an amending agreement:

NOW THEREFORE it is agreed between the parties hereto as follows:

1. That the agreement dated June 22nd, 1970, is hereby amended by deleting the following sections or part thereof:

"2 Assignment of William Street Lease

3 City Quit Claim

4 Simultaneous Delivery of Federal, Provincial and City Quit Claims

5 Company to Complete Purchase

6 Waterfront Pedestrian Walkway

(1) Part referring to site plan

(2) "as shown on site plan"

8 Access - Part referring to site plan.

9 Construction of Internal Roadways ..... City

(2) Part referring to Schedule "C".

11 Local Improvement Works and Closing of Ontario Street

(2) List of services and unpaid assessment

14 Site Plan

(1) Site Plan Development

(2) Siting and massing of structures.

(3) Part referring to site plan.

(4) Location and phasing of construction.

15 Parking and Loading Zones

Reference to site plan.

16 Subdivision and Part Lot Control

Reference to site plan of development.

19 Company Quit Claim of Water Lot

21 Avoidance of Non-Conforming Land Uses

Reference to site plan of development. (Add wording re avoidance of offensive commercial or industrial uses)

23 Sewer Surcharge

(Since covered by By-Law No. 5057)

30 Gore Street Buildings

31 Simultaneous Closing of Sale and Exchange of Documents

32 Site Plan Inoperative if Dry Dock Resumes Operations"

so that as amended the Agreement will now read:

1. AGREEMENT TO RUN WITH LAND AND BE REGISTERED

That the conditions, covenants, restrictions, provisions and provisos of this Agreement shall run with the said lands being Parts 1 to 6 inclusive on Plan R-191 and the title of the said lands shall be subject to provisions of Clause 22 hereof. This Agreement shall be registered against title and by the execution hereof the parties shall each be estopped from alleging that the same was registered without its consent.

2. WATERFRONT PEDESTRIAN WALKWAY

(1) That the Company shall provide within the perimeter of the lands retained by it being Parts 1 to 6 on said Plan

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R-191 less the lands described in Schedule "A" (the said lands so to be retained by the Company being hereinafter referred to as the Company's "net" lands) and shall construct at its sole expense, a pedestrian walkway not less than twenty feet wide along the water's edge of the proposed project by extending the existing metal sheet piling in the William Street and Johnson Street basin and extending the rock fill shore beside Confederation Basin Marina and will also provide an appropriate protective curb and hand railing along that part of the water's edge which is sheet piled, and will provide at its own expense, lighting standards and complete wiring and fixtures upon the entire length of the walkway which is to be surfaced with an appropriate enduring material. The design and aesthetics as well as the materials for the walkway, curb and hand railing shall be in the discretion of the Company, provided, however, that should the City express any serious dissatisfaction therewith and should the parties be unable to agree within a reasonable time as to any changes proposed by the City, then there will be resort to arbitration as set out in Clause 20 Upon completion of each phase of this pedestrian walkway, the Company will deed to the City such completed phase for the sum of One ($1.00) Dollar and it will thereafter, in perpetuity, have the character of a public street or way owned and maintained by and under the responsibility of the City, but subject to the following conditions:

(i) This walkway shall be used as a pedestrian walkway and for no other use save for use by fire, police and maintenance vehicles as may be reasonably necessary from time to time in order to maintain and safeguard the said walkway and such other vehicles and equipment as may be required to give effect to Clause 3 hereof;

(ii) The walkway shall be designed for and used as an open space park and recreational area only and shall not be obstructed by any erections or structures. The

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walkway shall be deemed a community facility for the purposes of para. 12 hereof;

(iii) The City shall provide all electrical power, snow removal, repair and maintenance services, police and fire protection to and for this walkway as may be required as part of the City's ordinary municipal obligations;

(iv) There shall at all times in perpetuity be free and unobstructed access from all and every part of this walkway to the abutting lands of the Company so that the walkway and the said lands of the Company will, in the physical sense, form part of one overall development or project, and shops, boutiques and other retail establishments may front and abut and open onto and have access to and from the walkway without restriction and at the same level.

(2) The aforesaid twenty foot pedestrian walkway and all intended cul-de-sacs in the project shall be constructed of sufficient loading capacity to support a 22-ton fire truck. The pedestrian walkway shall be widened with daylight triangles at the corners to provide adequate turning space for fire department vehicles.

3. WATER LOTS

That the City shall have the right, without objection or hindrance from Etron, to fill in, extend and construct the waterfront abutting the said pedestrian walkway as it may from time to time desire, provided always that any such development and any land so created shall be owned by the City and shall be used for open space, park and recreational purposes only and shall not be obstructed by the erection of any buildings or structures; provided that nothing herein contained shall be construed as implying any right in the Company to grant the right to fill such land but only that the Company will relinquish any riparian rights it may have with respect to the said water lot.

4. ACCESS

That the Company shall provide entrances and exits from the project as the parties may mutually agree upon, and failing agreement then to be arbitrated as set out in Clause 20. Design standards of such entrances and exits shall be subject to the approval of the Traffic and Streets Committee which shall not be unreasonably withheld.

5. CONSTRUCTION OF INTERNAL ROADWAYS PHASING OF PEDESTRIAN WAY AND VESTING IN THE CITY

(1) That the Company shall construct private roadways and private pedestrian ways internal to the project as well as the waterfront pedestrian walkway in phases, and no building or structure shall be occupied for use unless and until the abutting private roadway or private pedestrian walkway shall be so completed and maintained as to provide reasonable access to and from any such building or structure. The Company will maintain the said internal private roadways and private pedestrian walkways and keep them reasonably free from ice and snow as may reasonably be required from time to time.

(2) It is understood and agreed that it is the intention of the parties that the project will be developed in such a way not only to provide public access along the water's edge as referred to in Clause 2 hereof, but also to provide access through the project by internal private pedestrian ways in order that the entire project, in a physical sense, will permit free pedestrian flow to, along and through the development.

6. INTERNAL SERVICES

That the Company shall provide at its own expense sanitary sewer mains and laterals, storm sewer mains and laterals, water mains and service connections and all electrical services necessary internally to service the said project.

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7. LOCAL IMPROVEMENT WORKS AND CLOSING OF ONTARIO STREET

(1) That the Company shall not oppose any local improvement work initiated by the City for the paving of and installation of street lighting on Ontario Street, including any necessary storm drainage, from Clarence Street southerly to West Street; sidewalks on Ontario Street from William Street to West Street; the paving of Gore Street from Ontario Street easterly and the construction of a sidewalk along the said street; the separation of storm and sanitary sewers along Ontario Street and in the project; and the diversion of King Street at West Street it being understood that these works will be installed and paid for by assessments made under the provisions of the Local Improvement Act and not as special assessments against the Company alone unless such provisions of the Local Improvement Act would so require. It is agreed that at the date of the execution of this Agreement it is the policy of the City to assess $3.00 a foot frontage of abutting or benefitting properties for the separation of sanitary and storm sewers.

(2) That the City shall not stop up Ontario Street from the south side of Johnson Street to Lower Union Street for a period of at least fifteen years.

8. RETAINING WALL AND RAILWAY SPUR LINE

That the City shall not be required to incur any expense in connection with any reconstruction of that part of the retaining wall west of Johnson Street on Ontario Street which abuts the Company's net lands or the removal of the existing railway lines.

9. HYDRANTS AND FIRE PROTECTION

(1) That the Company shall install in all streets abutting the Company's net lands as well as within the project hydrants in accordance with the Standard of Municipal Fire Protection as published by the Canadian Underwriters' Association, which states:-

"For High Value or Principal Mercantile areas the required fire flow in densely built districts with 3 storey or higher buildings up to 5,000 gallons per minute is required. The Standard Hydrant distribution taken from Table 3 indicates that when a fire flow of 5,000 gallons per minute is required that the average area per hydrant should not exceed 80,000 square feet."

(2) That it is understood and agreed that it is not the practice of the Public Utilities Commission to guarantee the supply of water to any location on its system but it is understood that a fire hydrant flow test was made at the corner of Ontario and Gore Streets on June 9th, 1970, and under existing conditions at that time the flow was approximately 8,000 imperial gallons per minute at 20 P.s.i. This must not be construed to be a guarantee of water supply. The point of delivery for water to the project shall be at Gore and Ontario with a connection to the existing 16 inch watermain.

10. LAND DEVELOPMENT

The Company may develop its net lands but shall not exceed the following:

Retail Commercial Space	185,000 sq. ft.
Office Space	120,000 sq. ft.
Apartments	750 Suites with a maximum of 5% in 3 bedroom suites, with a maximum of 45% in 2 bedroom suites and the remainder in 1 bedroom or bachelor apartments.

11. PARKING AND LOADING ZONES

(i) That the Company shall provide for the following amount of Parking:

East of Ontario Street - 600 spaces

West of Ontario Street - 550 spaces

The parking facility shall be provided in phases, adjacent to and coincidental with the phases of development. At no

time shall there be less than one parking space for each apartment unit constructed.

(ii) The Company shall provide: 4 off-street loading bays, each of at least 12' x 35' dimension with a height of 14 feet.

12. COMMUNITY FACILITIES

That the Company shall provide on its net lands, community and recreational facilities for its tenants' uses. Included shall be a swimming pool, toddlers play yards, and indoor space for meeting and community activities. It is understood and agreed that not less than 5% of the Company's net lands shall be used for community and recreational purposes.

13. EXTERNAL APPEARANCE OF BUILDINGS

That the Company will conscientiously and in good faith take into consideration all official comments, criticism and suggestions made by the City as to external appearance of all buildings and improvements erected in connection with this project, including matters of colour and use of building materials, but the provisions of para. 20 hereof shall not apply thereto.

14. SUBDIVISION AND PART LOT CONTROL

That because of the provision of public visual access to the waters of Lake Ontario and public physical access to the waterfront by means of a public walkway immediately abutting the said waterfront, and the limitations on density and type of development agreed to by the Company which ensures a more restricted, controlled and higher standard of development of the project than is required or could be obtained by the City under existing zoning by-laws the City shall repeal any existing subdivision and/or part lot control by-laws insofar as they affect the Company's net lands, and will pass a by-law exempting the said lands from part lot and subdivision control; further that the City will not re-impose any such by-laws until the project is substantially completed.

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15. OPENESS OF STREET ENDS AND VESTING OF WILLIAM STREET IN CITY

(1) That, except for the closed portion of Earl Street east of Ontario Street, the substantial portion whereof shall be a mall and approximately ten feet higher than Ontario Street, street ends East of Ontario Street shall provide open, visual access to the harbour without buildings, structures, signs or other obstructions. There may however, be plantings and shrubs.

(2) That the Company will not construct any improvements, structures or buildings on the leased portion of William Street. Upon substantial completion of construction of the project on both sides of said leased portion of William Street, the Company will construct sidewalks on and pave said leased portion of William Street in accordance with City specifications and will then release and quit claim to the City any interest, leasehold or otherwise, it may have in said leased portion of William Street on the understanding that the City shall forthwith thereafter dedicate same as a public street.

16. AVOIDANCE OF NON-CONFORMING LAND USES

That for a period of fifteen years from the 13th day of December A.D., 1971, the City, in order to avoid making the use of any of the Company's net lands not conforming, will not amend or rescind the existing zoning by-law applicable to the Company's net lands except in conformity with the uses and densities included in this agreement; further that the provisions of By-Law; or except to restore such conformity as existed prior to the passing of By-Law No. 7172.

17. SEWER AND WATERMAIN CAPACITY

That the City affirms:

(a) That the capacity of the sanitary sewer, storm sewer and water systems to serve the improvements and structures

proposed is as set forth below and affirms that the water supply system meets or does not meet the standard of municipal fire protection established by the Canadian Underwriters Association as noted below.

> "Please be advised that the existing sewers have adequate capacity for sanitary flow. The interceptor sewer in Ontario Street is 48" in diameter from West Street to Clarence Street.
>
> (Signed)
> Donald Ross, P.Eng.,
> Commissioner of Works."

(b) That the storm sewer capacity requires improvements by the separation of storm and sanitary sewers as referred to in para. 7 (1) and the water capacity is as noted in para. 9 (2).

18. NO DISCRIMINATORY TAXES

That the City will not impose on the whole or any part of the Company's net lands any discriminatory tax, levy, rate or assessment whatsoever and will make all assessments in accordance with standard accepted assessment practices and values applicable in the City of Kingston and the Province of Ontario.

19. CITY BY-LAWS TO APPLY TO PROJECT

That nothing contained in this Agreement shall relieve the Company from complying with building, zoning and other by-laws in force in the City of Kingston.

20. ARBITRATION

If, at any time, the parties hereto shall be unable to agree on any matter, the parties shall refer such matter to a qualified architect, planner, engineer or such other qualified person as shall be mutually agreed upon whose decision, including the costs of such arbitration shall be final. If no one individual shall be acceptable to the parties, each party shall name an arbitrator, these two arbitrators shall name a third and the majority decision of such three

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arbitrators shall be final.

In the event one of the parties should fail to name an arbitrator within a reasonable time then the other nominated arbitrator may in turn nominate a second and these two shall nominate a third. This arbitration provision shall be deemed to be a submission under the Ontario Arbitration Act.

21. VALIDITY OF AGREEMENT

That the Company shall not call into question directly or indirectly in any proceedings whatsoever in law or in equity or before any administrative tribunal the right of the City to enter into this Agreement and every term, covenant and condition herein contained and this Agreement may be pleaded as an estoppel in any such proceedings.

22. AGREEMENT BINDING UPON ASSIGNS

This Agreement shall be binding upon and shall enure to the benefit of the parties hereto and their respective administrators, successors and assigns.

23. ASSURANCE RE IMPLEMENTATION BY CITY

That the City will pass such resolutions and enact such by-laws as may be reasonably requisite from time to time to implement the terms and conditions of this Agreement.

24. DEVELOPMENT

That the Company will not endeavour to or in fact develop the said lands described in Schedule "B" for any industrial or commercial use likely to be offensive by reason of the emission of noise, smoke, odour, vibration or other emanations.

IN WITNESS WHEREOF the Parties hereto have hereunto set their hands and seals.

SIGNED, SEALED AND DELIVERED In the Presence of	MARINA CITY KINGSTON LIMITED
	____________________
	____________________
	THE CORPORATION OF THE CITY OF KINGSTON
(Mayor)	____________________

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 19 received their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 19 their second reading.

Ald. McDougall, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 7 to 19 their third reading.

(e) That By-Laws 7 to 24 be given their third reading.

(1) A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Site Plan: 7 Acre Site on West Campus)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7203)
Clause 8, Report No. 122

(2) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Queen's University, West Campus Development - Exception: Maximum Height Limit and Rear Yard)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7204)
Clause 8, Report No. 122

(3) A By-Law to Authorize the Execution of an Amending Agreement with A. S. Marker (Marker Acres Subdivision No. 2: Revision of Storm Sewer Requirements)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7205)
Clause 3, Report No. 126

(4) A By-Law to Provide for the Borrowing Upon Debentures of the Sum of $40,000.00 for the Purchase of a New Triple Combination Fire Pumper Truck

(FIRST AND SECOND READINGS) (PROPOSED NO. 7206)
Clause 12, Report No. 127

(5) A By-Law to Authorize the Construction of Phase III of the Kingston Municipal Golf Course

(FIRST AND SECOND READINGS) (PROPOSED NO. 7207)
Clause 13, Report No. 127

(6) A By-Law to Authorize the Execution of an Amending Agreement with Marina City Kingston Limited

(FIRST AND SECOND READINGS) (PROPOSED NO. 7208)
Clause 19, Report No. 127

(7) A By-Law to Authorize the Execution of an Agreement with Gore and Storrie Ltd., (Engineering Service: Okill Street Pumping Station - Fourth Pumping Unit)

(THREE READINGS) (PROPOSED NO 7209)
Clause 12, Report No. 120

(8) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 1, Report No. 121)

(THREE READINGS) (PROPOSED NO. 7210)
Clause 1, Report No. 121

BY-LAWS (cont'd)

(9) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Parking Requirements Senior Citizen Apartments)

(THREE READINGS) (PROPOSED NO. 7211)
Clause 1, Report No. 122

(10) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931, and 1952 Annexation Areas" (Parking Requirements Senior Citizen Apartments)"

(THREE READINGS) (PROPOSED NO. 7212)
Clause 1, Report No. 122

(11) A By-Law to Authorize the Execution of an Agreement with Freebro Leaseholds Limited (Development of 3.449 Acres on North Side of Princess Street Adjacent to Alcan)

(THREE READINGS) (PROPOSED NO. 7213)
Clause 10, Report No. 122

(12) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Rezone 3.449 acres on North Side Princess Street Adjacent to Alcan from 'M2' (Limited Heavy Industrial) to 'C2' (General Commercial) with Exception to permit a Maximum Height of 48 feet)

(THREE READINGS) (PROPOSED NO. 7214)
Clause 10, Report No. 122

(13) A By-Law to REPEAL By-Law No. 7166, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Rezone 3.144 acres on North Side of Princess Street adjacent to Alcan from M2 (Limited Heavy Industrial) to C2 (General Commercial)"

and to REPEAL

By-Law No. 7164, "A By-Law to Authorize the Execution of an Agreement with Freebro Leaseholds Limited (Development of 3.144 acres on North Side of Princess Street in frontof Alcan Canada Products Property)"

(THREE READINGS) (PROPOSED NO. 7215)
Clause 10, Report No. 122

(14) A By-Law to Authorize the Execution of an Agreement with Alex Lillis for the Disposal of Sewage Sludge (Contract 71-15W)

(THREE READINGS) (PROPOSED NO. 7216)
Clause 4, Report No. 124

(15) A By-Law to Amend By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours" (Amend Rotation Schedule)

(THREE READINGS) (PROPOSED NO. 7217)
Clause 4, Report No. 126

(16) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston (Grant of Easement for Underground Cable Installation in McCullough Park)

(THREE READINGS) (PROPOSED NO. 7218)
Clause 10, Report No. 127

(17) A By-Law to Amend By-Law No. 6976, "A By-Law to Adopt a Five Year Capital Budget for the City of Kingston (1971-1975) "(Revision No. 7)

(THREE READINGS) (PROPOSED NO. 7219)
Clause 11, Report No. 127

(18) A By-Law to Amend By-Law No. 7202, "A By-Law to Adopt a Capital Budget for the City of Kingston (1972-1976)" (Presubmission Revision No. A)

(THREE READINGS) (PROPOSED NO. 7220)
Clause 14, Report No. 127

BY-LAWS (cont'd)

(19) A By-Law to Authorize the Execution of an Agreement with J. D. Lee Engineering Limited (Sewer Camera Inspection: Strathcona Park Area)

(THREE READINGS) (PROPOSED NO. 7221)
Clause 16, Report No. 127

(20) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 1, Report No. 116)

(THIRD READING) (PROPOSED NO. 7182)
Clause 1, Report No. 116

(21) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 1, Report No. 116)

(THIRD READING) (PROPOSED NO. 7183)
Clause 1, Report No. 116

(22) A By-Law to Amend By-Law No. 3001, "The Building By-Law of the City of Kingston" (Additional Deposit Requirement for Building Addition Valued at $10,000.00 or More)

(THIRD READING) (PROPOSED NO. 7184)
Clause 2, Report No. 119

(23) A By-Law to Authorize the Execution of an Amending Agreement with Kingston General Hospital (Closing of Okill Street: Revise Time for Conveyancing of Certain Land by Kingston General Hospital)

(THIRD READING) (PROPOSED NO. 7191)
Clause 6, Report No. 120

(24) A By-Law to Amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston" (Lieu Day: Christmas)

(THIRD READING) (PROPOSED NO. 7192)
Clause 8, Report No. 120

MOTIONS

Moved by Ald. Webb,
Seconded by Ald. Keyes,

That the condolances of Council be expressed to the Family of the Late Mr. Harold W. Davis, a former Chairman of the Community Memorial Centre Board.

MEETING NO. 25

Local Govt.

In Accordance with Clause 22, Report No. 127, passed by City Council December 13, 1971, A Special Meeting of City Council will be held in the Council Chamber on Monday, December 20, 1971, at 7:00 p.m.

ROLL CALL

COMMUNICATIONS

To be Filed:

(482) From the Department of Public Works (Ontario) notifying that the Provincial Court will be vacating their City Hall premises as of February 29, 1972.

(483) From Mr. T. J. Ryder stating:

> *"The yuletide season is once again upon us which is an appropriate time for extending greetings and thanks.*
>
> *During the past year I feel that this office made considerable progress in the re-assessment program. At the same time, and with the limited staff available, this office endeavoured to assist and work with municipal officials to complete countless assignments.*
>
> *I feel that the spirit of co-operation and team work between the municipal officials and our office that was exemplified over the past year, augers well for the future.*
>
> *May I take this opportunity to extend my sincere thanks as well as wish everyone a MERRY CHRISTMAS and the best of everything in 1972."*

(484) From the Public Utilities Commission acknowledging receipt of Petition of Senior Citizens for a bus shelter in vicinity of their housing on Van Order Drive and notifying, since the Bus Shelter approvals for 1971 have been completed, the petition has been referred for consideration in 1972 along with requests for shelters at many other locations throughout the City.

To be Referred to the Planning Board:

(485) From the Department of Municipal Affairs submitting copy of draft plan of subdivision for "Bayridge IV" in the Township of Kingston and requesting the comments and recommendations of the City of Kingston Planning Board.

REPORTS

REPORT NO. 128

Kingston, Ontario,
December 20, 1971.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, as requested by the Big Brother Association of Kingston and District, the week of January 1st to January 8th, 1972 be proclaimed as "Big Brother Week" in Kingston.

Respectfully submitted,

CHAIRMAN.

The Finance and Accounts Committee may present the following Report.

REPORT NO. 129

To the Mayor and Members of Council Kingston, December 20, 1971.

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by the City Negotiating Committee:

   (a) That no change be made in the present salary groups of the Works foremen as there has been no substantial change in the complexity of their duties since the original job evaluation of their positions was approved by Council and since a review of the number of people that they supervise has demonstrated that they are receiving full credit for their "scope of supervision", it also being noted that their salaries are not out of line with those paid to foremen in comparable municipalities and that in the matter of shift premium and overtime they receive benefits that are better than those enjoyed by some of the foremen in the other municpalities.

   (b) That the rate of pay for duty foremen be increased from $30. per week to $35. per week effective January 1, 1971.

   (c) That where a foreman is required to attend Committee meetings in excess of four per year, he be paid straight time for attendance at more than four meetings.

   (d) That no change be made in the group classifications of any of the Parks foremen or directors, it being recognized that the volume of overtime worked by the Program Director, and the Director of Recreation, has been excessive as the result of shortage of personnel and that this should be corrected either by an increase in personnel or a reduction in the Recreation Program and not by reclassification.

   (e) That the Maintenance Foreman and the Forrestry and Weed Control Foreman be provided with an appropriate uniform by the City to place them on a basis similar to Works foremen.

   (f) That the present Facility Foreman, be paid an additional $35. a week during the 15 weeks that he is on call at Lake Ontario Park to place him on the same basis as Public Works duty foremen, it being noted that he would not be paid any additional time and a half for call-outs since he would be residing at Lake Ontario Park. Further that the present flat allowance of $500. per annum be discontinued.

   (g) That the Maintenance Foreman and the Forrestry and Week' Control Foreman be placed on the same duty foremen arrangements as Public Works duty foremen, namely a payment of $35. a week for each week that they serve as duty foremen plus payment of time and a half for all call-outs during their week as a duty foreman. Prior to payment for overtime the overtime record shall be approved by the Parks Administrator. Further that the flat rate of $500. per annum for overtime work be discontinued.

   (h) That the Program Director be placed on a revised shift schedule or staggered hours of work to substantially reduce the amount of overtime worked and that he be paid straight time for hours worked above his normal work week of 35 hours up to 40 hours and time and a half for time worked in excess of 40 hours, the same as other staff supervisors. Further that the flat allowance of $500. per annum for overtime work paid to the Program Director be discontinued.

1. (cont'd)

(i) That recommendations a to h apply retroactively to January 1, 1971, and that budget transfers from "Finance - Contingencies" as follows be approved:

Works Department		
Works foreman re duty foremen increase 52 weeks @ $5.00	=	$260.00
Parks General		
One maintenace foreman –		
* 20 weeks @ $35.00	=	$700.00
130 hours @ $3.988 (Call-outs at time and a half)	=	$518.44
Total	=	$1,218.44
Less flat stand-by allowance	-	$500.00
Net Amount	=	$718.44
One forrestry foreman		
* 10 weeks at $35.00	=	$350.00
39½ hours @ $4.192 (Call-outs at time and a half)	=	$165.58
Total	=	$515.58
Less ¼ Payment	=	$125.00
Less 2/3 of one-quarterly Payment	=	$ 83.33
Net Amount	=	$307.25
Lake Ontario Park		
Facility Foreman		
15 weeks @ $35.00	=	$525.00
Less flat stand-by allowance	-	$500.00
Net Amount		$25.00
Programme Director		
149 hours at straight time $4.558	=	$679.14
101 hours at time and a half $6.837	=	$690.54
Total	=	$1,369.68
Less flat allowance in lieu of overtime	=	$500.00
Net Amount	=	$869.68
Parks General - Supplies		
Uniforms for two foremen		$320.00
GRAND TOTAL	=	$2,500.37

Respectfully submitted,

(CHAIRMAN)

BY-LAWS

(a) That By-Laws 1 to 4 be given their third reading.

(1) A By-Law to Amend By-Law No. 6493, "A By-Law to Authorize the Construction of Certain Storm Sewers Under the Provisions of Section 8 of The Local Improvement Act (Area"C" - Phase V)" (Increased Costs)

(THIRD READING) (PROPOSED NO. 7148)
Clause 11(a), Report No. 97

(2) A By-Law to Amend By-Law No. 6487, "A By-Law to Authorize the Construction of Storm Sewers in Portions of Patrick Street, Joseph Street, Division Street and Fraser Street Under The Provisions of Section 8 of The Local Improvement Act" (Increased Costs)

(THIRD READING) (PROPOSED NO. 7149)
Clause 12(a), Report No. 97

(3) A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Site Plan: 7 Acre Site on West Campus)

(THIRD READING) (PROPOSED NO. 7203)
Clause 8, Report No. 122

(4) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Queen's University, West Campus Development - Exception: Maximum Height Limit and Rear Yard)

(THIRD READING) (PROPOSED NO. 7204)
Clause 8, Report No. 122

MOTIONS

Local Govt

CITY COUNCIL MEETING NO. 25

In Accordance with Clause 22, Report No. 127, passed by City Council December 13, 1971, A Special Meeting of City Council was held in the Council Chamber on Monday, December 20, 1971, at 7:30 p.m.

Moved by Ald. Blaney,
Seconded by Ald. Brightman,

That Rule 7 be suspended in order to permit the Council meeting to commence at 7:30 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald.Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb (15)

COMMUNICATIONS

To be Filed:

(482) From the Department of Public Works (Ontario) notifying that the Provincial Court will be vacating their City Hall premises as of February 29, 1972.

(483) From Mr. T. J. Ryder stating:

> *"The yuletide season is once again upon us which is an appropriate time for extending greetings and thanks.*
>
> *During the past year I feel that this office made considerable progress in the re-assessment program. At the same time, and with the limited staff available, this office endeavoured to assist and work with municipal officials to complete countless assignments.*
>
> *I feel that the spirit of co-operation and team work between the municipal officials and our office that was exemplified over the past year, augers well for the future.*
>
> *May I take this opportunity to extend my sincere thanks as well as wish everyone a MERRY CHRISTMAS and the best of everything in 1972."*

(484) From the Public Utilities Commission acknowledging receipt of Petition of Senior Citizens for a bus shelter in vicinity of their housing on Van Order Drive and notifying, since the Bus Shelter approvals for 1971 have been completed, the petition has been referred for consideration in 1972 along with requests for shelters at many other locations throughout the City.

To be Referred to the Planning Board:

(485) From the Department of Municipal Affairs submitting copy of draft plan of subdivision for "Bayridge IV" in the Township of Kingston and requesting the comments and recommendations of the City of Kingston Planning Board.

To be Filed:

(486) From Mrs. H. W. Davis thanking the members of Council for their expression of sympathy.

(487) Copy of Minutes of Meeting of Kingston Suburban Road Commission held Friday, December 10, 1971.

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee:

(488) From Kingston Day Care Inc. noting, with pleasure, the decision of Council to take advantage of the Provincial plan to expand day care facilities and offering, when the grant is obtained, their cooperation and assistance.

To be Filed:

(489) From the Ontario Municipal Board acknowledging receipt of the City's application for approval of Zoning By-Law No. 7107 to permit a residence in M-6 Industrial zone at east end of Elliot Avenue and notifying that the Board is awaiting the comments of the Community Planning Branch before processing the application further.

To be Referred to the Finance and Accounts Committee:

(490) From Lemoines Point to Kingston Mills Waterfront Committee submitting copy of their comments on the proposed agreement between the City and Marina City Kingston Ltd. and stating:

> *"Firstly, we would like to emphasize that we are broadly in favour of the Development Proposal; our concern is to ensure that the Company actually does what it says it will do. Secondly, this agreement does not cover the Apartment Hotel Complex intended for the Swift Dock; thus we fail to see the urgency with which this agreement is being considered. Generally, we would prefer that City council delay third reading, until further consideration is given to the draft agreement, and to our comments which follow:*
>
> 1. *We request that the proposed agreement be referred back to Finance Committee and Planning Board for the comments of the Planning Director, and for a consideration of Development Control.*
> 2. *We further request that the promise of a 15 year "no by-law change" be reduced to 13½ years (since the Company has already had 1½ years on the first agreement), and be coupled again to Site Plan or Development Control. If this latter is not agreed to, then we would request that no 15 year exemption be given.*
> 3. *Similarly, we request that the promise of Part Lot and By-Law 7172 exemption be coupled with Site Plan or Development Control; if this is not agreed to, then we would request that neither exemption be given.*
> 4. *We also request that while the proposed agreement is at Planning Board, consideration be given by them to the holding of a public meeting at the Municipal or Provincial level, particularly regarding the three proposed exemptions."*

REPORTS

Council consented to the presentation of Report No. 128 for the consideration of Council.

Ald. Matthews presented Report No. 128 of the Fire, Legislation and Housing Committee as follows.

Moved by Ald. Matthews, seconded by Ald. Keenleyside, That Report No. 128 of the Fire, Legislation and Housing Committee be received and adopted.

Report No. 128 - Fire, Legislation and Housing Committee (cont'd)

REPORT NO. 128

To the Mayor and Members of Council Kingston, December 20, 1971.

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, as requested by the Big Brother Association of Kingston and District, the week of January 1st to January 8th, 1972 be proclaimed as "Big Brother Week" in Kingston.

CARRIED

Respectfully submitted,

(signed) *K. W. Matthews* (CHAIRMAN)
J. L. Keenleyside
Earl J. Blaney
G. W. Vosper
E. Watts

Council consented to the presentation of Report No. 129 for the consideration of Council.

Ald. Keyes presented Report No. 129 of the Finance and Accounts Committee as follows.

Moved by Ald. Keyes, seconded by Ald. Timmins, That Report No. 129 of the Finance and Accounts Committee be received and adopted.

REPORT NO. 129

To the Mayor and Members of Council Kingston, December 20, 1971.

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by the City Negotiating Committee:

(a) That no change be made in the present salary groups of the Works foremen as there has been no substantial change in the complexity of their duties since the original job evaluation of their positions was approved by Council and since a review of the number of people that they supervise has demonstrated that they are receiving full credit for their "scope of supervision", it also being noted that their salaries are not out of line with those paid to foremen in comparable municipalities and that in the matter of shift premium and overtime they receive benefits that are better than those enjoyed by some of the foremen in the other municipalities.

(b) That the rate of pay for duty foremen be increased from $30. per week to $35. per week effective January 1, 1971.

(c) That where a foreman is required, by a Committee, to attend Committee meetings in excess of four per year, he be paid straight time for attendance at more than four meetings.

(d) That no change be made in the group classifications of any of the Parks foremen or directors, it being recognized that the volume of overtime worked by the Program Director, and the Director of Recreation, has been excessive as the result of shortage of personnel and that this should be corrected either by an increase in personnel or a reduction in the Recreation Program and not by reclassification.

REPORTS (cont'd)

Report No. 129 - Finance and Accounts Committee (cont'd)

1. (cont'd)

(e) That the Maintenance Foreman and the Forestry and Weed Control Foreman be provided with an appropriate uniform by the City to place them on a basis similar to Works foremen.

(f) That the present Facility Foreman, be paid an additional $35. a week during the 15 weeks that he is on call at Lake Ontario Park to place him on the same basis as Public Works duty foremen, it being noted that he would not be paid any additional time and a half for call-outs since he would be residing at Lake Ontario Park. Further that the present flat allowance of $500. per annum be discontinued.

(g) That the Maintenance Foreman and the Forestry and Weed Control Foreman be placed on the same duty foremen arrangements as Public Works duty foremen, namely a payment of $35. a week for each week that they serve as duty foremen plus payment of time and a half for all call-outs during their week as a duty foreman. Prior to payment for overtime the overtime record shall be approved by the Parks Administrator. Further that the flat rate of $500. per annum for overtime work be discontinued.

(h) That the Program Director be placed on a revised shift schedule or staggered hours of work to substantially reduce the amount of overtime worked and that he be paid straight time for hours worked above his normal work week of 35 hours up to 40 hours, the same as other staff supervisors. Further that the flat allowance of $500. per annum for overtime work paid to the Program Director be discontinued.

(i) That recommendations (a) to (h) apply retroactively to January 1, 1971, and that budget transfers from "Finance - Contingencies" as follows be approved:

Works Department

Works foremen re duty foremen increase 52 weeks
@ $5.00 = $260.00

Parks General

R. Smith:

Maintenance Foreman - to July 31
Forestry Foreman - August 1 to December 31

20 weeks @ $35.00 = $700.00
130 hours @ $3.988 = $518.44
(Call-outs at time and a half)
Total = $1,218.44
Less flat stand-by allowance = -$500.00
Net Amount = $718.44

D. J. Henderson:

Maintenance Foreman - August 1 to December 31

10 weeks @ $35.00 = $350.00
39½ hours @ $4.192 = $165.58
(Call-outs at time and a half)
Total = $515.58
Less ¼ Payment = -$125.00
Less 2/3 of one-quarterly Payment = -$ 83.33
Net Amount = $307.25

REPORTS (cont'd)

Report No. 129 - Finance and Accounts Committee (cont'd)

1. (i) (cont'd)

Lake Ontario Park

Facility Foreman		
15 weeks @ $35.00	=	$525.00
Less flatt stand-by allowance	=	-$500.00
Net Amount	=	$25.00
Program Director		
149 hours at straight time $4.558	=	$679.14
101 hours at time and a half $6.837	=	$690.54
Total	=	$1,369.68
Less flat allowance in lieu of overtime	=	-$500.00
Net Amount	=	$869.68

Parks General - Supplies

Uniforms for two foremen	=	$320.00
GRAND TOTAL	=	$2,500.37

CARRIED

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
K. Keyes
W. T. J. Cook
K. W. Matthews
G. N. Speal
D. G. Timmins

BY-LAWS

(a) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Laws 1 to 4 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 6493, "A By-Law to Authorize the Construction of Certain Storm Sewers Under the Provisions of Section 8 of The Local Improvement Act (Area "C" - Phase V)" (Increased Costs)

(THIRD READING) (PROPOSED NO. 7148)
Clause 11(a), Report No. 97

THIRD READING - CARRIED 15:0

(2) A By-Law to Amend By-Law No. 6487, "A By-Law to Authorize the Construction of Storm Sewers in Portions of Patrick Street, Joseph Street, Division Street and Fraser Street Under the Provisions of Section 8 of The Local Improvement Act" (Increased Costs)

(THIRD READING) (PROPOSED NO. 7149)
Clause 12(a), Report No. 97

THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(3) A By-Law to Authorize the Execution of an Agreement with Queen's University at Kingston (Site Plan: 7 Acre Site on West Campus)

(THIRD READING) (PROPOSED NO. 7203)
Clause 8, Report No. 122

THIRD READING - CARRIED 15:0

(4) A By-Law to Amend By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Queen's University, West Campus Development - Exception: Maximum Height Limit and Rear Yard)

(THIRD READING) (PROPOSED NO. 7204)
Clause 8, Report No. 122

THIRD READING - CARRIED 15:0

MOTIONS

Moved by Ald. Travers,
Seconded by Ald. Vosper,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 7:50 P.M.

(L.S.)

(signed) *T. J. McKibbin,*
CLERK-COMPTROLLER

(signed) *E. V. Swain,*
MAYOR

(12) 28

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Hm

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